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JOURNAL

OF THE

House of Representatives

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

FIRST
SESSION 1985

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OFFICERS AND MEMBERS

of the

House of Representatives

FIRST SESSION 1985

LISTON B. RAMSEY, *Speaker*.....Marshall, Madison County
JOHN J. HUNT, *Speaker Pro Tempore*.....Lattimore, Cleveland County
GRACE A. COLLINS, *Principal Clerk*.....Fuquay-Varina, Wake County
SAM J. BURROW, JR., *Reading Clerk*.....Cary, Wake County
LARRY P. EAGLES, *Sergeant-at-Arms*.....Tarboro, Edgecombe County

REPRESENTATIVES

1st District (2): Camden, Chowan, Currituck, Dare, Gates (Part), Pasquotank, Perquimans, Tyrrell, Washington (Part).
Charles D. Evans (D).....Dare.....Nags Head
Vernon G. James (D).....Pasquotank.....Elizabeth City

2nd District (1): Beaufort, Hyde, Washington (Part).
Howard B. Chapin (D).....Beaufort.....Washington

3rd District (3): Craven, Lenoir, Pamlico.
Gerald L. Anderson (D).....Craven.....New Bern
Chris S. Barker, Jr. (D).....Craven.....New Bern
Daniel T. Lilley (D).....Lenoir.....Kinston

4th District (3): Carteret, Onslow.
W. Bruce Ethridge (D).....Onslow.....Swansboro
Gerald B. Hurst (R).....Onslow.....Jacksonville
J. Paul Tyndall (D).....Onslow.....Jacksonville

5th District (1): Bertie (Part), Gates (Part), Hertford (Part), Northampton.
C. Melvin Creecy (D).....Northampton.....Rich Square

6th District (1): Bertie (Part), Hertford (Part), Martin (Part), Pitt (Part).
L. M. Brinkley (D).....Hertford.....Ahoskie

7th District (1): Halifax (Part), Martin (Part), Warren (Part).
Frank W. Ballance, Jr. (D).....Warren.....Warrenton

8th District (1): Edgecombe (Part), Nash (Part).
Josephus L. Mavretic (D).....Edgecombe.....Tarboro

9th District (2): Greene, Pitt (Part).
Walter B. Jones, Jr. (D).....Pitt.....Farmville
Edward N. Warren (D).....Pitt.....Greenville

10th District (1): Duplin, Jones.
Wendell H. Murphy (D).....Duplin.....Rose Hill

11th District (2): Wayne.
H. Martin Lancaster (D)....Wayne....Goldsboro
Charles D. Woodard (D)....Wayne....Goldsboro

12th District (2): Bladen, Pender (Part), Sampson.
Edd Nye (D)....Bladen....Elizabethtown
Murray P. Pool (D)....Sampson....Clinton

13th District (2): New Hanover (Part).
A. M. Hall (D)....New Hanover....Wilmington
Harry E. Payne, Jr. (D)....New Hanover....Wilmington

14th District (1): Brunswick, New Hanover (Part), Pender (Part).
E. David Redwine (D)....Brunswick....Shallotte

15th District (1): Columbus.
Richard Wright (D)....Columbus....Tabor City

16th District (3): Hoke, Robeson, Scotland (Part).
Daniel H. DeVane (D)....Hoke....Raeford
John Calvin Hasty (D)....Robeson....Maxton
Sidney A. Locks (D)....Robeson....Lumberton

17th District (2): Cumberland (Part).
C. R. Edwards (D)....Cumberland....Fayetteville
Luther R. Jeralds (D)....Cumberland....Fayetteville

18th District (3): Cumberland (Part).
R. D. Beard (D)....Cumberland....Fayetteville
William E. Clark (D)....Cumberland....Fayetteville
Henry M. Tyson (D)....Cumberland....Fayetteville

19th District (2): Harnett, Lee.
Bob R. Etheridge (D)....Harnett....Lillington
Dennis A. Wicker (D)....Lee....Sanford

20th District (2): Franklin, Johnston.
George W. Brannan (D)....Johnston....Smithfield
Barney Paul Woodard (D)....Johnston....Princeton

21st District (1): Wake (Part).
Daniel T. Blue, Jr. (D)....Wake....Raleigh

22nd District (3): Caswell, Granville, Halifax (Part), Person, Vance, Warren (Part).
John T. Church (D)....Vance....Henderson
James W. Crawford, Jr. (D)....Granville....Oxford
William T. Watkins (D)....Granville....Oxford

23rd District (1): Durham (Part).
H. M. Michaux, Jr. (D)....Durham....Durham

24th District (2): Chatham (Part), Orange.
Anne C. Barnes (D)....Orange....Chapel Hill
Joe Hackney (D)....Orange....Chapel Hill

25th District (4): Alamance, Rockingham, Stokes (Part).

J. Fred Bowman (D)	Alamance	Burlington
Bertha M. Holt (D)	Alamance	Burlington
Robert L. McAlister (D)	Rockingham	Ruffin
Timothy H. McDowell (D)	Alamance	Mebane

26th District (1): Guilford (Part), Randolph (Part).

Herman C. Gist (D)	Guilford	Greensboro

27th District (3): Guilford (Part).

Margaret P. Keesee-Forrester (R)	Guilford	Greensboro
Albert S. Lineberry, Sr. (D)	Guilford	Greensboro
Frank J. Sizemore, III (R)	Guilford	Greensboro

28th District (2): Guilford (Part).

Richard E. Chalk (R)	Guilford	High Point
Stephen W. Wood (R)	Guilford	High Point

29th District (1): Forsyth (Part), Guilford (Part).

Michael P. Decker (R)	Forsyth	Walkertown

30th District (1): Chatham (Part), Randolph (Part).

William T. Boyd (R)	Randolph	Asheboro

31st District (1): Moore.

James M. Craven (R)	Moore	Pinebluff

32nd District (1): Richmond, Scotland (Part).

Donald M. Dawkins (D)	Richmond	Rockingham

33rd District (1): Anson, Montgomery.

Foyle Hightower, Jr. (D)	Anson	Wadesboro

34th District (4): Cabarrus, Stanly, Union.

Joe R. Hudson (D)	Union	Waxhaw
Coy C. Privette (R)	Cabarrus	Kannapolis
Dwight W. Quinn (D)	Cabarrus	Kannapolis
Timothy N. Tallent (R)	Cabarrus	Concord

35th District (2): Rowan.

Charlotte A. Gardner (R)	Rowan	Salisbury
Bradford V. Ligon (R)	Rowan	Salisbury

36th District (1): Mecklenburg (Part).

Raymond Warren (R)	Mecklenburg	Charlotte

37th District (3): Davidson, Davie, Iredell (Part).

Betsy L. Cochrane (R)	Davie	Advance
Charles L. Cromer (R)	Davidson	Thomasville
Joe H. Hege, Jr. (R)	Davidson	Lexington

38th District (1): Randolph (Part).

Harold J. Brubaker (R)	Randolph	Asheboro

39th District (3): Forsyth (Part).

Ann Q. Duncan (R)	Forsyth	Pfafftown
Theresa H. Esposito (R)	Forsyth	Winston-Salem
Frank E. Rhodes (R)	Forsyth	Winston-Salem

40th District (3): Alleghany, Ashe, Stokes (Part), Surry, Watauga (Part).

James M. Cole (R)	Watauga	Boone
David H. Diamont (D)	Surry	Pilot Mountain
J. Marshall Hall (R)	Stokes	King

41st District (2): Alexander (Part), Wilkes, Yadkin.

John Walter Brown (R)	Wilkes	Elkin
George M. Holmes (R)	Yadkin	Hamptonville

42nd District (1): Iredell (Part).

Lois S. Walker (R)	Iredell	Statesville

43rd District (1): Alexander (Part), Catawba (Part), Iredell (Part).

C. Robert Brawley (R)	Iredell	Mooresville

44th District (4): Gaston, Lincoln.

David W. Bumgardner, Jr. (D)	Gaston	Belmont
David J. Noles (R)	Lincoln	Lincolnton
Johnathan L. Rhyne, Jr. (R)	Lincoln	Lincolnton
Walter H. Windley, III (R)	Gaston	Gastonia

45th District (2): Burke (Part), Catawba (Part).

Austin M. Allran (R)	Catawba	Hickory
Doris R. Huffman (R)	Catawba	Newton

46th District (3): Alexander (Part), Avery, Burke (Part), Caldwell, Mitchell, Watauga (Part).

Charles F. Buchanan (R)	Mitchell	Green Mountain
James F. Hughes (R)	Avery	Linville
George S. Robinson (R)	Caldwell	Lenoir

47th District (1): Burke (Part).

Ray C. Fletcher (D)	Burke	Valdese

48th District (3): Cleveland, Polk, Rutherford.

John J. Hunt (D)	Cleveland	Lattimore
Edith Ledford Lutz (D)	Cleveland	Lawndale
Charles D. Owens (D)	Rutherford	Forest City

49th District (1): McDowell, Yancey.

Robert C. Hunter (D)	McDowell	Marion

50th District (1): Henderson (Part).

Larry T. Justus (R)	Henderson	Hendersonville

51st District (4): Buncombe, Transylvania, Henderson (Part).

Marie W. Colton (D)	Buncombe	Asheville
Narvel J. Crawford (D)	Buncombe	Asheville
Gordon H. Greenwood (D)	Buncombe	Black Mountain
Martin L. Nesbitt (D)	Buncombe	Asheville

52nd District (2): Graham (Part), Haywood, Jackson, Madison, Swain.

Charles M. Beall (D)	Haywood	Clyde
Liston B. Ramsey (D)	Madison	Marshall

53rd District (1): Cherokee, Clay, Graham (Part), Macon.

Jeff H. Enloe, Jr. (D)	Macon	Franklin

54th District (1): Mecklenburg (Part).
John B. McLaughlin (D) .....Mecklenburg .....Newell

55th District (1): Mecklenburg (Part).
C. Ivan Mothershead (R) .....Mecklenburg .....Charlotte

56th District (1): Mecklenburg (Part).
Jo Graham Foster (D) .....Mecklenburg .....Charlotte

57th District (1): Mecklenburg (Part).
L. P. Spoon (R).....Mecklenburg .....Charotte

58th District (1): Mecklenburg (Part).
Ruth M. Easterling (D) .....Mecklenburg .....Charlotte

59th District (1): Mecklenburg (Part).
James F. Richardson (D) .....Mecklenburg .....Charlotte

60th District (1): Mecklenburg (Part).
Howard C. Barnhill (D) .....Mecklenburg .....Charlotte

61st District (1): Wake (Part).
W. Casper Holroyd, Jr. (D).....Wake.....Raleigh

62nd District (1): Wake (Part).
J. Raymond Sparrow (D) .....Wake.....Cary

63rd District (1): Wake (Part).
Margaret Stamey (D) ..... Wake.....Raleigh

64th District (1): Wake (Part).
Betty H. Wiser (D).....Wake.....Raleigh

65th District (1): Wake (Part).
Aaron E. Fussell (D).....Wake.....Raleigh

66th District (1): Forsyth (Part).
Annie Brown Kennedy (D).....Forsyth.....Winston-Salem

67th District (1): Forsyth (Part).
C. B. Hauser (D).....Forsyth.....Winston-Salem

68th District (1): Durham (Part).
W. Paul Pulley, Jr. (D).....Durham.....Durham

69th District (1): Durham (Part).
George W. Miller, Jr. (D) .....Durham.....Durham

70th District (1): Edgcombe (Part), Nash (Part), and Wilson (Part).
Milton F. Fitch, Jr. (D).....Wilson .....Wilson

71st District (1): Nash (Part) and Wilson (Part).
Larry E. Etheridge (R).....Wilson .....Wilson

72nd District (1): Edgcombe (Part), and Nash (Part).
Allen C. Barbee (D)..... Nash.....Spring Hope

HOUSE JOURNAL

FIRST SESSION 1985

FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 5, 1985

This day, in accordance with the Constitution of the State of North Carolina and Chapter 949, 1984 Regular Session of the General Assembly, which fixes the date for the meeting of the General Assembly of North Carolina, the Members of the House of Representatives assemble in the House Chamber of the State Legislative Building in the City of Raleigh at 12:00 Noon and are called to order by the Honorable Thad Eure, Secretary of State.

Prayer is offered by Reverend Kermit L. Braswell, Pastor of Hayes Barton United Methodist Church, Raleigh, North Carolina.

The roll is called and all of the Members-elect answer when their names are called.

The one hundred twenty Members-elect who are present, appear with proper certificates of election, take and subscribe to the following oath of office, which is administered by the Honorable Joseph Branch, Chief Justice of the Supreme Court of North Carolina.

OATH FOR MEMBERS OF THE HOUSE OF REPRESENTATIVES

"I do solemnly swear or affirm that I will support the Constitution and laws of the United States; and,

"I do solemnly and sincerely swear or affirm that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and,

"I do solemnly swear or affirm that I will faithfully discharge my duties as a Member of the 1985 House of Representatives of the General Assembly of the State of North Carolina, to the best of my skill and ability, so help me, God."

District	*Name*
1st	Charles D. Evans
	Vernon G. James
2nd	Howard B. Chapin

3rd	Gerald L. Anderson Chris S. Barker, Jr. Daniel T. Lilley
4th	W. Bruce Ethridge Gerald B. Hurst J. Paul Tyndall
5th	C. Melvin Creecy
6th	L. M. Brinkley
7th	Frank W. Ballance, Jr.
8th	Josephus L. Mavretic
9th	Walter B. Jones, Jr. Edward N. Warren
10th	Wendell H. Murphy
11th	H. Martin Lancaster Charles D. Woodard
12th	Edd Nye Murray P. Pool
13th	A. M. Hall Harry E. Payne, Jr.
14th	E. David Redwine
15th	Richard Wright
16th	Daniel H. DeVane John Calvin Hasty Sidney A. Locks
17th	C. R. Edwards Luther R. Jeralds
18th	R. D. Beard William E. Clark Henry M. Tyson
19th	Bob R. Etheridge Dennis A. Wicker
20th	George W. Brannan Barney Paul Woodard
21st	Daniel T. Blue, Jr.
22nd	John T. Church James W. Crawford, Jr. William T. Watkins
23rd	H. M. Michaux, Jr.
24th	Anne C. Barnes Joe Hackney

25th	J. Fred Bowman Bertha M. Holt Robert L. McAlister Timothy H. McDowell
26th	Herman C. Gist
27th	Margaret P. Keesee-Forrester Albert S. Lineberry, Sr. Frank J. Sizemore, III
28th	Richard E. Chalk Steven W. Wood
29th	Michael P. Decker
30th	William T. Boyd
31st	James M. Craven
32nd	Donald M. Dawkins
33rd	Foyle Hightower, Jr.
34th	Joe R. Hudson Coy C. Privette Dwight W. Quinn Timothy N. Tallent
35th	Charlotte A. Gardner Bradford V. Ligon
36th	Raymond Warren
37th	Betsy L. Cochrane Charles L. Cromer Joe H. Hege, Jr.
38th	Harold J. Brubaker
39th	Ann Q. Duncan Theresa H. Esposito Frank E. Rhodes
40th	James M. Cole David H. Diamont J. Marshall Hall
41st	John Walter Brown George M. Holmes
42nd	Lois S. Walker
43rd	C. Robert Brawley
44th	David W. Bumgardner, Jr. David J. Noles Johnathan L. Rhyne, Jr. Walter H. Windley, III

45th	Austin M. Allran Doris R. Huffman
46th	Charles F. Buchanan James F. Hughes George S. Robinson
47th	Ray C. Fletcher
48th	John J. Hunt Edith Ledford Lutz Charles D. Owens
49th	Robert C. Hunter
50th	Larry T. Justus
51st	Marie W. Colton Narvel J. Crawford Gordon H. Greenwood Martin L. Nesbitt
52nd	Charles M. Beall Liston B. Ramsey
53rd	Jeff H. Enloe, Jr.
54th	John B. McLaughlin
55th	C. Ivan Mothershead
56th	Jo Graham Foster
57th	L. P. Spoon
58th	Ruth M. Easterling
59th	James F. Richardson
60th	Howard C. Barnhill
61st	W. Casper Holroyd, Jr.
62nd	J. Raymond Sparrow
63rd	Margaret Stamey
64th	Betty H. Wiser
65th	Aaron E. Fussell
66th	Annie Brown Kennedy
67th	C. B. Hauser
68th	W. Paul Pulley, Jr.
69th	George W. Miller, Jr.
70th	Milton F. Fitch, Jr.
71st	Larry E. Etheridge
72nd	Allen C. Barbee

One hundred twenty Members having answered the roll call, the Secretary of State declares a quorum is present.

The Secretary of State announces that the first order of business is the election of a Speaker and declares that nominations are in order.

ELECTION OF OFFICERS

Representative Charles Beall places in nomination the name of Representative Liston B. Ramsey, of Madison County, as Speaker of the 1985 House of Representatives.

"Mr. Secretary of State, distinguished visitors and guests, ladies and gentlemen of the House:

"It is with utmost pleasure and pride that I nominate for Speaker of this body my distinguished colleague and associate from the 52nd House District, the Honorable Liston Bryan Ramsey.

"His election to a third consecutive term will be extraordinary but this is entirely fitting, for Liston Ramsey is an extraordinary person.

"Liston Ramsey was essentially created for greatness, for service beyond the realm of what is ordinary or merely average, sufficient or adequate.

"Henry Wadsworth Longfellow said: 'In this world a man must either be a hammer or an anvil.'

"Liston Ramsey is a hammer.

"He is leader, a doer of deeds who takes his responsiblities seriously. If he thinks something is worth doing, he puts his whole self into it. Add to this quality a demonstrated devotion to public service, a razor-sharp insight into issues and a loyalty to the Legislature as an institution, and you have the ingredients of a success story unparalleled in North Carolina history.

"His road to success has been paved by a thorough knowledge of the legislative process. He is a master of legislative rules and procedures — a master, that is the only word for it.

"Those of you who will be serving under his guidance for the first time will readily see that I do not indulge in exaggeration when I say that for knowledge of the inner workings of this General Assembly Liston Ramsey has no equal, past or present.

"If there is a single word in all the wealth of the English language that best describes his dominant trait and his character, that word is 'loyalty'.

"Loyalty to his Statewide constituency.

"Loyalty to the General Assembly of North Carolina and particularly to this House.

"Loyalty to his friends.

"Loyalty to the concept of democratic representation and fair play.

"This is why so many are so loyally attached to him and why their attachment grows stronger with the passage of time.

"His accomplishments come from within the man, not from positions or power of influence, although he has both. He is a man of clear common sense and honest purpose whose every act is to serve faithfully the people of this State — **all** of them, regardless of their place of residence or their station in life.

He is a stranger to pretense and flowery formality. He is a person of simple abstract goodness who makes no effort to seem what he is not, yet does not let his practicality block out his humaneness.

"Calm amidst excitement, patient under pressure, never unduly elated by victory or depressed by defeat, his forebearance and generosity will be talked about as long as these qualities are honored.

"The legislative session we are embarking upon today will, without question, be one of the most challenging of recent times.

"Challenge presents opportunity. And opportunity attracts leaders. We are exceedingly fortunate to have Liston Ramsey leading us at this time.

"Perhaps the briefest way to sum up Liston Ramsey is the way Sam Rayburn summed up Harry Truman: 'His heart is right and his head worked.'

"It is my high privilege to nominate for Speaker of the 1985 House my friend and your friend and one of the finest public servants North Carolina has produced, the Honorable Liston B. Ramsey of the 52nd House District of North Carolina."

The nomination is seconded by Representative Jo Graham Foster.

"Mr. Secretary, honored guests, ladies and gentlemen of the House and other visitors:

"Truly this is the season of our hearts' desire. A time that we come to second the nomination of Liston B. Ramsey for Speaker of the North Carolina House.

"Liston is a man of calmness, courage and power. These words truly portray the man of the hour. A man who has defined his purpose and shaped his destiny — never drifting without direction.

"I think that as a young boy Liston must have waded in those mountain brooks observing each inch of the way how freely they were giving of themselves until they reached the ocean. I, too, think that standing by his side and watching him step from stone to stone was the poet who penned these lines:

'Isn't it strange that princes and kings and
clowns that caper in sawdust rings

And common folks like you and me are
builders for eternity.

For each is given a book of rules

A shapeless mass and a bag of tools

And each must make ere that life has flown

A stumbling block or a stepping stone.'

Liston Ramsey — never a stumbling block but always a stepping stone to higher and more beautiful achievements.

"Now, if you will allow me, I would like to speak on Liston, the Speaker.

"Liston will keep his eyes on the steady stars and not on every small ship that goes sailing by.

"He will not give us endless applause to tell how great we are but will conduct each day's session so that it will bring hope and satisfaction because Liston has the ability to say 'no' when necessary and the wisdom to say 'yes' when appropriate.

"Liston has a cooperative spirit and appreciates cooperation far more than cut throat competition.

"Liston has great respect for all people learning over the years that many may be hiding golden wings beneath a ragged coat.

"Liston will call you by name never asking the earth shattering question Who are You, but quite often he will leave the Halls of this House with the penetrating thought but never a question 'And what did you make of it all?'

"Liston will set his priorities rather than floating around doing what comes next. Liston will defend us to the end.

"Mr. Miniche, surrounded by roses, was an elderly gentleman confined to the hospital. A visitor finding Mr. Miniche absent, but the room still filled with roses, inquired about his whereabouts. The reply was that Mr. Miniche had gone but he had left his roses behind him. When the Session is over while others may give a sigh of relief when we are gone, I believe that Liston will go back to his office, sit in his chair and say — they have all gone home but they have left their roses behind them.

"Liston Ramsey — a man of calmness, courage and power.

"Truly he is the man of this hour."

The nomination is also seconded by Representative Dennis Wicker.

"Mr. Secretary, Mr. Chief Justice, distinguished members of the House, family and friends:

"Everyone knows that the sun rises in the East and that water is wet, and everyone who knows Liston Ramsey knows that he is a legislative leader of uncommon ability.

"I have worked closely **with** him and **for** him for the past four years, and he never ceases to amaze me.

"Men with his kind of energy, dedication, know-how are rare and getting rarer.

"It has been said that 'Many people can play a musical instrument but few can lead an orchestra.'

"He is fair to all and presides with a level head and an even hand.

"Liston Ramsey is a man of his word.

"Doesn't commit himself until he is alsolutely sure of his postion, but once he gives his word, he keeps it, even if it hurts.

"He is forthright.

"When it comes time for an answer, you get a 'yes' or 'no' instead of a 'maybe'.

"The speakership is his life's ambition.

"Recognizes importance of dual legislature. . . that we need to work in harmony with the Senate. But he is **of and for** the House, in which he has served since I was 9 years old.

"And he is a recognized authority on rules and processes and procedures. Most importantly, he takes a statewide view.

"East... Piedmont... West... makes no difference to him... wants all regions and all classes of people treated fairly and equitably.

"And I predict, Mr. Secretary, that when history is written about the General Assembly that Liston Ramsey will be listed as one of the greatest speakers ever to serve in the Halls of the House.

"Mr. Secretary, members of the House, it is with great expectations and enthusiasm that I second the nomination of Liston B. Ramsey to continue as our Speaker for the 1985-86 Session of the General Assembly.

The nomination is also seconded by Representative C. R. Edwards.

"Mr. Secretary of State, honored guests, family, friends, ladies and gentlemen of the House, it is a distinct honor and privilege of mine to second the nomination of the Honorable Liston Ramsey as Speaker of the House for the 1985-86 Session. The speakers who have preceded me have extolled the virtues of our Speaker, indicating that he is a very capable person and a friend to us all, to this, I believe we agree; but, it can be repeated several times to emphasize our respect for this man.

"As a member of the freshman class entering in 1983, I must admit that I approached my first session with a great deal of anxiety and maybe some fear. Maybe, I even felt like Paul the Apostle who, when he wrote the letter to the Corinthian Church, informed them that he approached their city with 'great fear and trembling'. But, the moment I visted with Liston Ramsey, our leader in the House, my fears were dispelled and my anxieties allayed. I felt that I was coming into an assembly where friendship would prevail. He made me feel comfortable, and that I would be given every opportunity to market my ideas in the market place of this House.

"It is amazing, almost unbelievable, how amid his busy schedule, he has time to talk, advise, suggest, and never seems to be in a hurry. He is sensitive to the concerns of each legislator.

"Speaker Ramsey has a way of listening, making one feel that he is hitting a home run when he may not even be in the ball park.

"I do not, however, want us to believe that our Speaker is not in control. In a word, he is firm but fair, guiding this August Body with skill and compassion, and never failing to remind us that we are working for all of the people of this great State of North Carolina.

"A final word is that our Speaker knows how to assemble a staff that blends with his spirit. Think of Jack Hunt, our Speaker Pro Tempore, Dot Barbour, Grace Collins, Larry Eagles, Sam Burrow, Jr., and all. These people aid in the smooth and effective operation of this Assembly.

"We need Speaker Ramsey to continue as Speaker of the House and I welcome the privilege of seconding his nomination."

The nomination is also seconded by Representative N. J. Crawford.

"Ladies and gentlemen of the House:

"There is a phrase in the Bible, I believe you will find it in I Corinthians, and it goes something like this:

"'For if the trumpet gives an uncertain sound, who shall prepare us for the battle?' 1985, my friends, will be a year of many battles in this General Assembly; battles for ideas and ideals, battles for education and ecology, battles for construction and conservation, battles for highways and health, battles for principles and priorities — battles that will deeply affect the lives and future of those we are charged and privileged to serve, and there is no one better qualified to prepare us for these battles than that magnificent man from the County of Madison.

"For Liston Ramsey speaks not with uncertain and cacophonous sounds. He speaks with clarity and precision, with poignancy and persuasiveness, with passion and power. He speaks with that breadth of experience and that depth of preception which has been the foundation and the fruit of his distinguished career spanning two decades in this General Assembly.

"For Liston Ramsey's life is a litany of concern for people and for genuine human need wherever it exists. Those of us who have been privileged to serve with him in this House can testify that he is a daily and persistent practitioner of the art and science of government.

"Liston has taught us in his own inimitable way that politics is not a spectator sport; that it is the singularly, serious vocation of action and participation and that the deliberations of this body, and others like it across the land, are the heart and core, the strength and vitality, the purpose and the meaning of the democratic process and indeed the hope and the glory of this state and of this Republic.

"It is with a commingling of pleasure and pride that I second the nomination of this man of candor, creativity and compassion; this man we have come to know and respect and love... the great Speaker of the North Carolina House — the Honorable Liston Ramsey."

There being no further nominations, the Secetary of State declares the nominations closed and requests that the roll of the House be called. The following members vote for Representative Ramsey: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright.

Mr. Ramsey having received all the votes is declared Speaker of the 1985 House of Representatives.

The Speaker, escorted to the Chair by Representatives Margaret Stamey, Wendell Murphy. Joe Hudson, Charles Woodard, Frank Ballance and Ray Fletcher, takes and subscribes to the following oath of office administered by the Honorable Joseph Branch, Chief Justice of the Supreme Court of North Carolina.

"I, Liston B. Ramsey, do solemnly swear that I will support the Constitution and laws of the United States; and,

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and,

"I do solemnly swear that I will well and truly execute the duties of the office of Speaker of the 1985 House of Representatives of the General Assembly of the State of North Carolina to the best of my skill and ability, according to laws; so help me, God."

The Speaker, Mr. Ramsey, approaches the dais and makes the following remarks:

"Mr. Secretary of State, Justices of the Supreme Court, Judges of the Court of Appeals, Members of the Council of State, fellow Members of the House, my family and friends, ladies and gentlemen.

"Please accept my warmest personal thanks for the opportunity to continue in the service of this House in the position of Speaker. You do me an honor for which I shall forevermore be grateful.

"I accept the nomination and the challenge it represents. I will do my very best to continue to merit your confidence, your trust, your good wishes and your generous appraisal of my work.

"Doubtless I will need the benefit of your advice and counsel many times during the coming months. I shall not hesitate to ask for it, because teamwork is one of the standout characteristics of the North Carolina House of Representatives.

"A warm, fraternal feeling exists among those having seats on this floor. Party divisions exist, differences on policy matters arise; conflicts develop over bills. But the divisions, differences and conflicts are honestly and squarely fought out upon this floor. They are not permitted to dilute the warm and kindly personal relations which bind together the Members of this House.

"This mutual respect exists also between Members of the House and our counterparts in the Senate, and between the General Assembly and the Executive and Judicial branches of our government. Let us act accordingly during the days that lie ahead, bearing in mind always that the ultimate beneficiaries of our efforts are the people themselves.

"As to the nature and scope of our responsibilities, I am not here to tell you what to expect. I do not know what to expect myself, although it would seem safe to say that the session will be influenced by how the economy performs this year.

"North Carolina has made great progress in economic development over the last few years, putting the State government in a favorable financial position. But there is no guarantee this will continue. Some national economic experts tell us that the economy is sputtering and could slip toward a mild recession in months to come.

"Consequently, we must be cautious and prudent with our spending. We must not lay out a single dime or dollar that is not absolutely needed to meet a clearly demonstrated need.

"But there are clearly demonstrated needs, and we have to make ample provision for them.

"— Needs like the education of our young people at all three levels of learning — the public schools, the community and technical colleges and in our colleges and universities. We have made commendable progress in education these last several years, but the job is not finished and we must continue on down the path to quality education for all.

"— Needs like health care and other human services that are an essential part of every civilized society.

"— Needs like the protection of the quality of the water we drink and the air we breathe. Once pollution taints our underground and surface waters, they seldom if ever recover. We simply must preserve our environment, not so much for ourselves as for those who will come after us. As the saying goes: We ought to 'leave the woodpile a little higher than we found it.'

"— Needs like providing good roads for the citizens of all sections of this State.

"During the years from 1977 through 1983, $12.7 billion in industrial investments were made in North Carolina. Of that amount $8.7 billion, or 68 percent, were made in the 35 counties touched by the Interstate Highway System. This leaves only 32 percent for the remaining 65 counties.

"North Carolina has three Interstate corridors — the Mountain Corridor, the Piedmont Corridor and the I-95 Corridor. Forty-five percent of the industrial investments were made along the Piedmont Corridor, 14 percent along the I-95 Corridor and 9 percent along the Mountain Corridor.

"The story is the same so far as new industrial jobs are concerned. Of the 207,000 jobs created between 1977 and 1983, 66.3 percent went to the Interstate Corridors.

"According to the latest census, 65.9 percent of North Carolina's total population lives in the 35 counties touched by the Interstates.

"We ought to take advantage of all available federal road funds and press forward with development of what could be called our 'principal highways'. But let's not forget the other 65 counties who are not touched by an Interstate but do have urgent needs for primary and secondary roads.

"Much has been said about the great differences in the level of funding for the public schools in the various counties across North Carolina.

"I feel that the underdeveloped counties are making a maximum effort but simply do not have the financial resources of the more industrialized counties. It is a problem that commands our attention.

"Indications are that a great variety of matters will claim the attention of this session, including the Safe Roads Act and the legal drinking age; day care; hazardous waste disposal; programs for the elderly; and, of course, taxes, including proposals to reform taxes, increase taxes and cut taxes.

"Twenty years ago, in 1964, the personal income tax accounted for 26.5 percent of the State tax revenues going into our General Fund. Today, it accounts for 46.8 percent.

"Twenty years ago, the corporate income tax accounted for 14.8 percent of the State tax revenues going into our General Fund. Today, it accounts for 9.6 percent.

"I cite these figures not as a suggestion for any course of action but simply as a matter of information.

"I have no way of knowing how many millions of dollars the federal government will cut out of the allocations we have grown accustomed to receiving. This could possibly put a strain on our General Fund, and we need to keep an eye on it.

"The term 'a new source of revenue' is often heard. I would point out that there is only one source of revenue, namely, the taxpayers themselves, and we must forever keep that in mind.

"The famous sidewalk philosopher, Will Rogers, had some things to say about taxes that may be pertinent to our present-day situation.

" 'It's a great country,' Rogers said, 'but you can't live in it for nothing. There are dozens of great humanitarian things that could be done at a very little cost if the tax was properly applied. It's the waste in government that the citizens resent.'

"All things considered, I think we are facing a busy and demanding session. There will be plenty of work for all of us to do and I suggest we get started right now.

"Let's apply ourselves, make good use of our time, and focus everything we do on the most fundamental question of all: How can the public interest best be served?

"Thank you very much."

The Speaker assumes the duties of the Chair.

On motion of Representative Daniel T. Lilley the rules of the House of Representatives for 1983, with the following amendment, are adopted as temporary rules for the 1985 House of Representatives:

Amend Rule 27 by deleting the list of standing committees and inserting in lieu thereof the following list of standing committees: Aging, Agriculture, Alcoholic Beverage Control, Appropriations Base Budget, Appropriations Base Budget Committee on Education, Appropriations Base Budget Committee on General Government, Appropriations Base Budget Committee on Human Resources, Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Education, Appropriations Expansion Budget Committee on General Government, Appropriations Expansion Budget Committee on Human Resources, Appropriations Expansion Budget Committee on Justice and Public Safety, Appropriations Expansion Budget Committee on Natural and Economic Resources, Banks and Thrift Institutions, Children and Youth, Commercial Fishing, Commissions and Schools for the Blind and Deaf, Constitutional Amendments, Corporations, Corrections, Courts and Administration of Justice, Cultural Resources, Education, Election Laws, Employment Security, Energy, Finance, Governmental Ethics, Health, Higher Education, Highway Safety, Housing, Human Resources, Insurance, Judiciary No. 1, Judiciary No. 2, Judiciary No. 3, Judiciary No. 4, Law Enforcement, Local Government No. 1, Local Government No. 2, Manufacturers and Labor, Mental Health, Military and Veterans Affairs, Natural and Economic Resources, Pensions and Retirement (Refer to G. S. 120-111.1), Public Utilities, Rules and Operation of the House, Small Business, State Government, State Personnel, State Properties, Transportation, University Board of Governors Nominating Committee, Water and Air Resources, and Wildlife.

The Speaker announces that nominations are in order for Speaker Pro Tempore.

Representative Richard Wright places the name of John J. Hunt in nomination for Speaker Pro Tempore. The nomination is seconded by Representatives Bob Etheridge and Sidney Locks.

On motion of Representative Allen C. Barbee the nominations are closed and Representative Hunt is elected by acclamation.

The Speaker Pro Tempore, escorted to the dias by Representatives Charles Owens, Anne Barnes, Gerald Anderson, Dan DeVane, and David Diamont, takes and subscribes to the following oath of office administered by Judge John Mull Gardner, 27th District Court Judge.

"I, Jack Hunt, do solemnly swear that I will support the Constitution and laws of the United States; and,

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and,

"I do solemnly swear that I will faithfully discharge my duties as Speaker Pro Tempore of the 1985 House of Representatives of the General Assembly of the State of North Carolina, to the best of my skill and ability; so help me, God."

The Speaker Pro Tempore, Representative Hunt, makes the following remarks.

"Mr. Speaker, fellow Members of the House, my family and friends, distinguished guests, ladies and gentlemen:

"You have just given me the most rewarding moment of my public life, and I thank you very sincerely. It is an honor to be cherished for all time.

"In all of my efforts I will seek to uphold the trust you have placed in me and to render faithful service to the people, to the Members of this House and to Speaker Ramsey, one of the supremely great figures of our time.

"It will be a privilege and honor to serve in a supporting role for Liston Ramsey as he oversees the operations of this Body. We are fortunate indeed to be able to draw upon his wealth of experience and know-how. With Liston Ramsey at the helm, this House will weather any storm that may develop and will write sane and financially sound legislation to meet the needs of a rapidly growing state.

"We embark today on a session that could be one of the most difficult of recent times. It will require teamwork to meet the problems, economic and otherwise, that confront us during this period of political transition. I will give it my best effort, as I know you will. Whenever I may be of service to you, you know where to find me.

"The fact that our legislative and executive leaders are from different political parties creates the potential for disagreement and cries of 'playing politics.'

"It should not be allowed to hold back progress and it will not if each of us will stick to our principles and try to do the right thing, which in the long run is the best politics that can be played.

"As various groups become tempted to show their power, all the people of North Carolina, the nation and the world would be better served, if each would try to be filled more with the power of love than the love of power.

"Our responsibility is to promote the well-being of the people of our districts. This is our first duty but we are also legislators-at-large because the majority of questions that come before us are of a statewide nature and affect all of the people throughout the length and breadth of North Carolina.

"It's a big job, but I feel we have the ability, drive and determination to get the job done. After all, we are not building a legislative session. We are building a future — a better future for everyone.

"Thank you very much."

The Speaker announces that nominations are in order for Principal Clerk of the House of Representatives.

Representative Charles Evans places the name of Mrs. Grace A. Collins of Wake County in nomination for Principal Clerk.

The nomination is seconded by Representatives Bertha Holt and H. M. Michaux.

On motion of Representative Allen C. Barbee, the nominations are closed and Mrs. Collins is elected by acclamation.

The Honorable Liston B. Ramsey, Speaker of the House of Representatives, administers the following oath of office to the Principal Clerk.

"I, Grace A. Collins, do solemnly swear that I will support the Constitution and laws of the United States; and,

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and,

"I do solemnly swear that I will faithfully discharge my duties as Principal Clerk of the 1985 House of Representatives of the General Assembly of the State of North Carolina, to the best of my skill and ability; so help me, God."

The Speaker announces that nominations are in order for Sergeant-at-Arms of the House of Representatives.

Representative Joe Mavretic places the name of Larry P. Eagles of Edgecombe County in nomination for Sergeant-at-Arms.

The nomination is seconded by Representative Marie Colton.

On motion of Representative Allen C. Barbee, the nominations are closed and Mr. Eagles is elected by acclamation.

The Honorable Sidney S. Eagles, Jr., Judge, North Carolina Court of Appeals, administers the following oath of office to the Sergeant-at-Arms.

"I, Larry P. Eagles, do solemnly swear that I will support the Constitution and laws of the United States; and,

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and,

"I do solemnly swear that I will faithfully discharge my duties as Sergeant-at-Arms of the 1985 House of Representatives of the General Assembly of the State of North Carolina, to the best of my skill and ability; so help me, God."

The Speaker announces that nominations are in order for Reading Clerk of the House of Representatives.

Representative Betty Wiser places the name of Samuel J. Burrow, Jr. of Wake County, in nomination for Reading Clerk.

The nomination is seconded by Representative Harry Payne.

On motion of Representative Allen C. Barbee the nominations are closed and Mr. Burrow is elected by acclamation.

The Honorable Gerald Arnold, Judge, North Carolina Court of Appeals, administers the following oath of office to the Reading Clerk.

"I, Sam J. Burrow, do solemnly swear that I will support the Constitution and laws of the United States; and,

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and,

"I do solemnly swear that I will faithfully discharge my duties as Reading Clerk of the 1985 House of Representatives of the General Assembly of the State of North Carolina, to the best of my skill and ability; so help me, God.

The Speaker declares that the House of Representatives of 1985 is organized and orders that a Special Message be sent to the Senate so advising that Honorable Body that the House is now ready to proceed with public business.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
February 5, 1985

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body informing you that the Senate is organized and is now ready to proceed with the public business; and for your further information advises that the following officers have been elected:

J. J. Harrington	President Pro Tempore
Sylvia M. Fink	Principal Clerk
LeRoy Clark	Reading Clerk
Gerda Pleasants	Sergeant-at-Arms

and you are, respectfully, further advised that the following partisan officers elected are:

Kenneth C. Royall, Jr.	Majority Leader
William W. Redman, Jr.	Minority Leader

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Appointment of the Reverend Kermit L. Braswell, Pastor of Hayes Barton United Methodist Church, Raleigh, North Carolina, as House Chaplain for 1985 is announced by the Speaker.

On motion of Representative Beall, the courtesies of the floor are extended to Mrs. Florence Ramsey, wife of the speaker; Mrs. Martha Geouge, daughter of the Speaker; Mr. Michael Geouge, Son-in-Law of the Speaker; Mrs. Grace Castalloe, sister of the Speaker, and Mrs. Helen St. Onge, Sister-in-Law of the Speaker.

The courtesies of the floor are also extended to the family of the Speaker Pro Tempore and the families of Members of the House.

On motion of Representative Quinn, an invitation is extended to the Honorable Thad Eure, Secretary of State, to hold a Legislative School of Instruction and Parliamentary Procedure beginning on Tuesday, February 12, 1985, in the Legislative Building.

COMMITTEE ASSIGNMENTS

The following committee assignments are made by the Speaker:

AGING: Representative Locks, Chairman; Representatives Foster, Greenwood, and C. Woodard, Vice Chairmen; Representatives Barnhill, Bowman, Brown, Buchanan, Colton, Cromer, Dawkins, Decker, Edwards, Esposito, Bruce Ethridge, Fussell, Hauser, Holroyd, Holt, Ligon, Nye, Stamey, Tyndall, Wiser, and B. Woodard.

AGRICULTURE: Representative James, Chairman; Representatives Anderson, Creecy, Enloe, Hudson, Lutz, and E. Warren, Vice Chairmen; Representatives Barbee, Barnes, Brinkley, Brawley, Brown, Brubaker, Buchanan, Church, Craven, Cromer, Fussell, M. Hall, Hightower, Lilley, McAlister, Mavretic, Murphy, Noles, Pool, Redwine, Tyson, and B. Woodard.

ALCOHOLIC BEVERAGE CONTROL: Representative Clark, Chairman; Representatives Gist, Tyson, Wright, and Spoon, Vice Chairmen; Representatives Beard, Chapin, Craven, Creecy, Holt, Hudson, Hughes, Justus, Lilley, Mothershead, Pool, and Privette.

APPROPRIATIONS — BASE BUDGET: Representative Bob Etheridge, Chairman; Representatives Anderson, Beard, Blue, Colton, Diamont, Bruce Ethridge, Greenwood, Holt, Hunter, and E. Warren, Vice Chairmen; Representatives Barnes, Barnhill, Beall, Brinkley, Brubaker, Bumgardner, Chalk, Chapin, Cochrane, Cole, J. W. Crawford, N. J. Crawford, Cromer, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, L. Etheridge, Evans, Foster, Fussell, Gist, Hackney, Hasty, Hauser, Hege, Holmes, Hudson, Huffman, Hunt, James, Jeralds, Kennedy, Ligon, Lineberry, Locks, Lutz, McDowell, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Redwine, Rhodes, Robinson, Sizemore, Tallent, Walker, Watkins, Wood, B. Woodard, and C. Woodard.

APPROPRIATIONS BASE BUDGET COMMITTEE ON EDUCATION: Representative E. Warren, Chairman; Representatives Chapin, Fussell, McDowell, and Nesbitt, Vice Chairmen; Representatives Barnes, Cole, Edwards, Foster, Greenwood, Hege, Michaux, and Walker.

APPROPRIATIONS BASE BUDGET COMMITTEE ON GENERAL GOVERNMENT: Representative Beard, Chairman; Representatives N. J. Crawford and DeVane, Vice Chairmen; Representatives Beall, Barnhill, Enloe, Holmes, Huffman, Hunter, Kennedy, Ligon, Noles, and Redwine.

APPROPRIATIONS BASE BUDGET COMMITTEE ON HUMAN RESOURCES: Representative Blue, Chairman; Representatives J. W. Crawford, Lutz, and B. Woodard, Vice Chaimen; Representatives Cromer, Diamont, Duncan, Easterling, L. Etheridge, Locks, Robinson, Tallent, and C. Woodard.

APPROPRIATIONS BASE BUDGET COMMITTEE ON JUSTICE AND PUBLIC SAFETY: Representative Anderson, Chairman; Representatives Hudson and Hunt, Vice Chairmen; Representatives Brinkley, Brubaker, Decker, Evans, Gist, Holt, Lineberry, Payne, Rhodes, and Wood.

APPROPRIATIONS BASE BUDGET COMMITTEE ON NATURAL AND ECONOMIC RESOURCES: Representative Colton, Chairman; Representatives Hasty and Hauser, Vice Chairmen; Representatives Bumgardner, Chalk, Cochrane, Bruce Ethridge, Hackney, James, Jeralds, Mothershead, Murphy, Nye, and Sizemore.

APPROPRIATIONS — EXPANSION BUDGET: Representative Watkins, Chairman; Representatives Anderson, Beard, Blue, Colton, Diamont, Bruce Ethridge, Greenwood, Holt, Hunter and E. Warren, Vice Chairmen; Representatives Barnes, Barnhill, Beall, Brinkley, Brubaker, Bumgardner, Chalk, Chapin, Cochrane, Cole, J. W. Crawford, N. J. Crawford, Cromer, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Evans, Foster, Fussell, Gist, Hackney, Hasty, Hauser, Hege, Holmes, Hudson, Huffman, Hunt, James, Jeralds, Kennedy, Ligon, Lineberry, Locks, Lutz, McDowell, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Redwine, Rhodes, Robinson, Sizemore, Tallent, Walker, Wood, B. Woodard, and C. Woodard.

APPROPRIATIONS EXPANSION BUDGET COMMITTEE ON EDUCATION: Representative Greenwood, Chairman; Representatives Chapin, Fussell, McDowell, and Nesbitt, Vice Chairmen; Representatives Barnes, Cole, Edwards, Foster, Hege, Michaux, Walker, and E. Warren.

APPROPRIATIONS EXPANSION BUDGET COMMITTEE ON GENERAL GOVERNMENT: Representative Hunter, Chairman; Representatives N. J. Crawford and DeVane, Vice Chairmen; Representatives Beall, Barnhill, Beard, Enloe, Holmes, Huffman, Kennedy, Ligon, Noles, and Redwine.

APPROPRIATIONS EXPANSION BUDGET COMMITTEE ON HUMAN RESOURCES: Representative Diamont, Chairman; Representatives J. W. Crawford, Lutz, and B. Woodard, Vice Chairmen; Representatives Blue, Cromer, Duncan, Easterling, L. Etheridge, Locks, Robinson, Tallent, and C. Woodard.

APPROPRIATIONS EXPANSION BUDGET COMMITTEE ON JUSTICE AND PUBLIC SAFETY: Representative Holt, Chairman; Representatives Hudson and Hunt, Vice Chairmen; Representatives Anderson, Brinkley, Brubaker, Decker, Evans, Gist, Lineberry, Payne, Rhodes, and Wood.

APPROPRIATIONS EXPANSION BUDGET COMMITTEE ON NATURAL AND ECONOMIC RESOURCES: Representative Bruce Ethridge, Chairman; Representatives Hasty and Hauser, Vice Chairmen; Representatives Bumgardner, Chalk, Cochrane, Colton, Hackney, James, Jeralds, Mothershead, Murphy, Nye, and Sizemore.

FINANCE: Representative Quinn, Chairman; Representatives Barker, Barbee, Church, Hightower, Lilley, Mavretic, and Wicker, Vice Chairmen; Representatives Allran, Ballance, Bowman, Boyd, Brannan, Brawley, Brown, Buchanan, Clark, Craven, Creecy, Dawkins, Esposito, Fitch, Fletcher, Gardner, A. Hall, M. Hall, Holroyd, Hughes, Hurst, Jones, Justus, Keesee-Forrester, Lancaster, McAlister, McLaughlin,

Miller, Owens, Pool, Privette, Pulley, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tyndall, Tyson, R. Warren, Windley, Wiser, and Wright.

Representative Betsy L. Cochrane is recognized and she reports that the Republican Caucus has been held and the following Minority Leaders have been elected for the 1985 Session of the General Assembly.

Representative Betsy L. Cochrane — Minority Leader in House
Representative George S. Robinson — Minority Whip in House

On motion of Representative Lilley, seconded by Representative Quinn, the House adjourns to reconvene February 6, 1985 at 1:30 p.m.

SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 6, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cole and Pulley for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Bob Etheridge and Watkins:

H. B. 1, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, is referred to the Committee on Appropriations.

By Representatives Church, J. W. Crawford, and Watkins:

H. B. 2, A BILL TO BE ENTITLED AN ACT TO SCHEDULE THE REGULAR PRIMARY AND GENERAL ELECTION IN VANCE COUNTY FOR MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS AND BOARD OF EDUCATION NOT CONDUCTED IN 1984 DUE TO DELAY CAUSED BY SUBMISSIONS TO UNITED STATES DEPARTMENT OF JUSTICE, is referred to the Committee on Election Laws.

By Representatives Lilley, Gardner, Ligon, Privette, and Windley:

H. B. 3, A BILL TO BE ENTITLED AN ACT TO RAISE THE DRINKING AGE TO TWENTY-ONE YEARS, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Lilley, Lancaster, Locks, Mavretic, and Pool:

H. B. 4, A BILL TO BE ENTITLED AN ACT TO EXEMPT MONEY FROM THE TAX ON INTANGIBLE PERSONAL PROPERTY AND TO REIMBURSE LOCAL GOVERNMENTAL UNITS FOR THE RESULTING REVENUE LOSS, is referred to the Committee on Finance.

By Representative Lilley:

H. R. 5, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE 1985 SESSION OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules and Operation of the House.

By Representatives Lilley, Anderson, Cochrane, Locks, Mavretic, and Pool;

H. B. 6, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REPORTING REQUIREMENTS FOR ESTATES OF LESS THAN ONE HUNDRED THOUSAND DOLLARS IN VALUE, is referred to the Committee on Finance.

By Representatives Lilley, Cochrane, Gardner, Hauser, Ligon, Locks, Mavretic, and Pool:

H. B. 7, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PARTIAL SALES TAX EXEMPTION FOR FUNERAL EXPENSES TO ACCOUNT FOR INFLATION, is referred to the Committee on Finance.

By Representatives Lilley, Locks, Mavretic, and Pool:

H. B. 8, A BILL TO BE ENTITLED AN ACT TO ELIMINATE DOUBLE TAXATION OF INCOME IN RESPECT OF A DECEDENT, is referred to the Committee on Finance.

By Representatives Hasty, Bumgardner, Fletcher, Gardner, Hudson, Ligon, Locks, Murphy, and Windley:

H. B. 9, A BILL TO BE ENTITLED AN ACT TO RAISE THE DRINKING AGE TO TWENTY-ONE OVER A TWO-YEAR PERIOD, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Bumgardner, Anderson, Church, Fletcher, Gardner, Hudson, Hunter, Lancaster, Ligon, and Windley:

H. J. R. 10, A JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO FREEZE TEXTILE IMPORTS AT THE 1983 LEVEL AND ALLOW GROWTH AT THE DOMESTIC RATE, is referred to the Committee on Rules and Operation of the House.

By Representatives Tyndall and Hurst:

H. B. 11, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TAX ON INTANGIBLE PERSONAL PROPERTY THAT IS NOW CLASSIFIED AND TAXED AT SPECIFIC RATES, AND TO AUTHORIZE COUNTIES TO LEVY ADDITIONAL ONE-HALF PERCENT LOCAL SALES AND USE TAXES, is referred to the Committee on Finance.

On motion of Representative Wright, the rules are suspended and the following is introduced and read the first time.

By Representative Wright:

H. B. 24, A BILL TO BE ENTITLED AN ACT TO APPOINT MEMBERS OF THE WHITEVILLE CITY BOARD OF EDUCATION.

On motion of Representative Wright, the rules are suspended and the bill is placed before the House for immediate consideration.

The bill passes its second reading and there being no objection, is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special message.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. J. R. 4, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES G. MARTIN, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES AT 12 O'CLOCK NOON THURSDAY, FEBRUARY 28, 1985, is read the first time and is referred to the Committee on Rules and Operation of the House.

COMMITTEE ASSIGNMENTS

The following committee assigments are made by the Speaker:

BANKS AND THRIFT INSTITUTIONS: Representative Evans, Chairman; Representatives DeVane, Diamont, Murphy, Pulley, E. Warren, and Brubaker, Vice Chairmen; Representatives Anderson, Beard, Bowman, Brannan, Brawley, Clark, Cochrane, J. W. Crawford, Dawkins, Decker, Duncan, Foster, Gist, Greenwood, M. Hall, Hasty, Hege, Holmes, Jeralds, Lilley, Lineberry, Mothershead, Payne, Redwine, Rhyne, Richardson, Sparrow, Stamey, and Tallent.

CHILDREN AND YOUTH: Representative Easterling, Chairman; Representatives Edwards, Holroyd, Hudson, and Jones, Vice Chairmen; Representatives Allran, Cochrane, Colton, Decker, Bob Etheridge, Hightower, Holt, Keesee-Forrester, Lutz, Redwine, Tallent, and Wright.

COMMERCIAL FISHING: Representative Chapin, Chairman; Representatives James, Redwine, and Stamey, Vice Chairmen; Representatives Anderson, Esposito, Bruce Ethridge, Evans, A. Hall, Hurst, Robinson, Tyndall, and Walker.

COMMISSIONS AND SCHOOLS FOR THE BLIND AND DEAF: Representative Fletcher, Chairman; Representative Ballance, Vice Chairman; Representatives Barbee, Cromer, Bruce Ethridge, Fussell, Hege, Huffman, Justus, and Wiser.

CONSTITUTIONAL AMENDMENTS: Representative Michaux, Chairman; Representative Holt, Vice Chairman; Representatives Barnhill, Beard, Craven, N. J. Crawford, James, Justus, McDowell, Mavretic, Sparrow, R. Warren, Watkins, and Windley.

CORPORATIONS: Representative Owens, Chairman; Representative Clark, Vice Chairman; Representatives Allran, Enloe, Hunter, Ligon, Miller, Mothershead, Quinn, Rhyne, Tallent, and Watkins.

CORRECTIONS: Representative Barnes, Chairman; Representatives Chapin, Creecy, Hackney, and Murphy, Vice Chairmen; Representatives Allran, Cole, Edwards, L. Etheridge, Gardner, Locks, McDowell, Privette, Rhodes, Richardson, Sparrow, and E. Warren.

COURTS AND ADMINISTRATION OF JUSTICE: Representative Wicker, Chairman; Representatives Hunter, Michaux, and Nesbitt, Vice Chairmen; Representatives Allran, Ballance, Chalk, Clark, Dawkins, Evans, Hackney, A. Hall, Holmes, Huffman, Kennedy, Nye, Payne, Redwine, Rhyne, Robinson, R. Warren, Watkins, and Wright.

CULTURAL RESOURCES: Representative Holroyd, Chairman; Representatives Colton and Easterling, Vice Chairmen; Representatives Chapin, Cole, Duncan, Esposito, Holt, Rhyne, and Wiser.

EDUCATION: Representative Foster, Chairman; Representatives Brannan, Diamont, Fussell, Holroyd, Mavretic, and Tyndall, Vice Chairmen; Representatives Barker, Barnhill, Bowman, Chalk, Chapin, Cole, Decker, Duncan, Edwards, Bob Etheridge, Bruce Ethridge, Gardner, A. Hall, Hauser, Hightower, Huffman, Hurst, Jones, Keesee-Forrester, Lancaster, Lineberry, Nye, Owens, Rhodes, Richardson, Sizemore, Stamey, and Walker.

ELECTION LAWS: Representative Beall, Chairman; Representatives Jones, Watkins, and Keesee-Forrester, Vice Chairmen; Representatives Barker, Barnes, Blue, Brannan, N. J. Crawford, Enloe, Fletcher, Gist, M. Hall, Hege, Hightower, Huffman, Hunter, Jeralds, McAlister, McLaughlin, Michaux, and Walker.

EMPLOYMENT SECURITY: Representative Enloe, Chairman; Representative Quinn, Vice Chairman; Representatives Bowman, Clark, Fitch, Gardner, A. Hall, Ligon, Privette, Richardson, and Wiser.

ENERGY: Representative Creecy, Chairman; Representative Hunt, Vice Chairman; Representatives Brannan, Easterling, Esposito, Hackney, M. Hall, Hughes, and Pulley.

GOVERNMENTAL ETHICS: Representative Kennedy, Chairman; Representatives Easterling and Locks, Vice Chairmen; Representatives Barker, Beard, Brown, Colton, Keesee-Forrester, Lancaster, Lineberry, Miller, Privette, Rhyne, Walker, and Wood.

HEALTH: Representative Murphy, Chairman; Representatives DeVane, Enloe, Greenwood, and Jeralds, Vice Chairmen; Representatives Barnhill, Barnes, Blue, Brinkley, Brubaker, Cromer, Diamont, Esposito, Foster, Ligon, Locks, McAlister, Quinn, Richardson, Spoon, Watkins, and B. Woodard.

HIGHER EDUCATION: Representative Church, Chairman; Representatives Edwards, Gist, Hauser, and McDowell, Vice Chairmen; Representatives Beall, Chapin, Cochrane, Cole, J. W. Crawford, Dawkins, Duncan, Fussell, Gardner, Hackney, Hunter, Hurst, McLaughlin, Michaux, Murphy, Redwine, Rhodes, Rhyne, Sizemore, Walker, E. Warren, and Wood.

HIGHWAY SAFETY: Representative Fussell, Chairman; Representatives Bumgardner and Lancaster, Vice Chairmen; Representatives Boyd, Creecy, Gardner, Jones, Keesee-Forrester, Noles, Rhodes, Spoon, Stamey, B. Woodard, C. Woodard, and Wright.

HOUSING: Representative Ballance, Chairman; Representative Brannan, Vice Chairman; Representatives Barnhill, Brawley, Brinkley, Brubaker, Edwards, Fitch, Huffman, Lancaster, Sparrow, and Wood.

HUMAN RESOURCES: Representative B. Wooodard, Chairman; Representatives Colton, Jones and Locks, Vice Chairmen; Representatives Barnhill, Blue, Chalk, Cromer, Decker, Diamont, Edwards, Bruce Ethridge, Fitch, Gardner, Hauser, Holt, Jeralds, Justus, Ligon, Lutz, Owens, Privette, Richardson, Sizemore, R. Warren, Wiser, and C. Woodard.

INSURANCE: Representative Nesbitt, Chairman; Representatives Beard, Hightower, Miller, Wicker, and Holmes, Vice Chairmen; Representatives Anderson, Ballance, Beall, Blue, Brawley, Decker, L. Etheridge, Evans, Fitch, Gist, M. Hall, Hasty, Holroyd, Hughes, Lutz, McLaughlin, Mothershead, Murphy, Payne, Pool, Robinson, and Wood.

JUDICIARY: No. 1: Representative Miller, Chairman; Representatives Clark and Hackney, Vice Chairmen; Representatives Cochrane, J. W. Crawford, Easterling, Hughes, Hunt, Kennedy, McDowell, Nesbitt, Privette, Robinson, and Wicker.

JUDICIARY No. 2: Representative Wright, Chairman; Representative Michaux, Vice Chairman; Representatives Allran, Dawkins, DeVane, A. Hall, Hege, Huffman, Murphy, Quinn, Stamey, Windley, B. Woodard, and C. Woodard.

JUDICIARY No. 3: Representative Lancaster, Chairman; Representatives Blue and Holt, Vice Chairmen; Representatives Barnes, Boyd, Bumgardner, Chalk, Colton, Fitch, Hasty, Hudson, and Sizemore.

JUDICIARY No. 4: Representative Pulley, Chairman; Representatives Ballance, Evans, and Hunter, Vice Chairmen; Representatives Beard, Cromer, Holmes, Payne, Rhyne, Sparrow, R. Warren, and Watkins.

LAW ENFORCEMENT: Representative Brannan, Chairman; Representatives Payne, Pool, Sparrow and Tyson, Vice Chairmen; Representatives Boyd, Bumgardner, Craven, DeVane, Esposito, Hasty, Hunt, Lutz, McLaughlin, Noles, R. Warren, and C. Woodard.

LOCAL GOVERNMENT No. 1: Representative McAlister, Chairman; Representatives Edwards , Nye, Owens, and Wright, Vice Chairmen; Representatives Allran, Barbee, Barnes, Brannan, Brinkley, Buchanan, Chalk, Cromer, J. W. Crawford, Fletcher, A. Hall, Hudson, Huffman, Lilley, Noles, Spoon, and Wood.

LOCAL GOVERNMENT No. 2: Representative Lutz, Chairman; Representatives Hasty, Kennedy, and Pool, Vice Chairmen; Representatives Boyd, Bumgardner, Church, Colton, Diamont, Easterling, M. Hall, Holmes, Jones, Keesee-Forrester, McLaughlin, Nesbitt, Sizemore, R. Warren, Wicker, Windley, and Wiser.

MANUFACTURERS AND LABOR: Representative Payne, Chairman; Representatives Barnes, Blue, and Hasty, Vice Chairmen; Representatives Allran, Beall, Bowman, Brubaker, Clark, Easterling, Fitch, Greenwood, Holmes, Mothershead, Quinn, Robinson, and Tyson.

MENTAL HEALTH: Representative Barker, Chairman; Representatives Barnes, Beard, and Tyndall, Vice Chairmen; Representatives Barnhill, Bowman, Brawley, J. W. Crawford, Creecy, Cromer, Edwards, Fletcher, Gardner, M. Hall, Hauser, Hurst, Lancaster, Locks, Lutz, McDowell, McLaughlin, Noles, Pool, Rhodes, Richardson, Walker, Windley, and C. Woodard.

MILITARY AND VETERANS' AFFAIRS: Representative Jeralds, Chairman; Representatives Foster and C. Woodard, Vice Chairmen; Representatives Barker, Brown, Buchanan, Dawkins, Duncan, Enloe, Esposito, Bob Etheridge, Greenwood, Hunt, Hurst, Justus, Lancaster, McAlister, Noles, Privette, Redwine, Spoon, and Tyndall.

NATURAL AND ECONOMIC RESOURCES: Representative McDowell, Chairman; Representatives Anderson, Bruce Ethridge, and Kennedy, Vice Chairmen; Representatives Boyd, Chapin, Church, Cochrane, L. Etheridge, Evans, Hackney, Mavretic, Owens, Pulley, Rhodes, Sizemore, and E. Warren.

PENSIONS AND RETIREMENT: Representative Mavretic, Chairman; Representatives Bob Etheridge, Hauser, and Nye, Vice Chairmen; Representatives Craven, DeVane, Foster, J. Hughes, Hunter, Hurst, Ligon, Nesbitt, Noles, Tyndall, E. Warren, and Wiser.

PUBLIC UTILITIES: Representative Bumgardner, Chairman; Representatives Barker, J. W. Crawford, and Miller, Vice Chairmen; Representatives Brinkley, Decker, DeVane, Bob Etheridge, Hasty, Hege, Holroyd, Hughes, Lineberry, Mothershead, Nye, Pulley, Redwine, Robinson, Tallent, Tyndall, E. Warren, R. Warren, Wicker, and Wright.

RULES AND OPERATION OF THE HOUSE: Representative Lilley, Chairman; Representatives Evans, Hunt, Quinn, and Stamey, Vice Chairmen; Representatives Anderson, Barbee, Beall, Blue, Brubaker, Church, Cochrane, J. W. Crawford, N. J. Crawford, DeVane, Diamont, Edwards, Fussell, Hege, Holmes, Hudson, Hunter, James, Jeralds, Lancaster, Lineberry, Locks, McDowell, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Pulley, Robinson, Sizemore, Spoon, Windley, Wood, and Wright.

SMALL BUSINESS: Representative C. Woodard, Chairman; Representatives Barbee, Bob Etheridge, Jeralds, and Pool, Vice Chairmen; Representatives Bowman, Brawley, Brinkley, Chalk, L. Etheridge, Fletcher, Gist, A. Hall, Hauser, Hunt, Justus, Ligon, Lineberry, Nesbitt, Rhodes, Sparrow, Tallent, Watkins, and Wood.

STATE GOVERNMENT: Representative Hightower, Chairman; Representatives Beall, J. W. Crawford, and Fletcher, Vice Chairmen; Representatives Anderson, Ballance, Barbee, Brown, Bumgardner, Cole, N. J. Crawford, DeVane, L. Etheridge, Foster, Gist, Hege, Lineberry, McLaughlin, Wicker, and Windley.

STATE PERSONNEL: Representative Stamey, Chairman; Representatives B. Woodard and Fletcher, Vice Chairmen; Representatives Barnes, Buchanan, Cole, Enloe, Fussell, Jones, Lutz, Walker, and Wiser.

STATE PROPERTIES: Representative Tyson, Chairman; Representatives McAlister and N. J. Crawford, Vice Chairmen; Representatives Beall, Blue, Boyd, Brawley, Brinkley, L. Etheridge, Greenwood, James, Owens, and Tallent.

TRANSPORTATION: Representative Barbee, Chairman; Representatives Beall, Bumgardner, and James, Vice Chairmen; Representatives Brown, Brubaker, Buchanan, Church, Cole, N. J. Crawford, Creecy, Enloe, Bob Etheridge, Hudson, Hughes, Hunt, Hunter, Justus, Lilley, McAlister, Mavretic, Nye, Sparrow, and Wicker.

UNIVERSITY BOARD OF GOVERNORS NOMINATING COMMITTEE: Representative N. J. Crawford, Chairman; Representatives Church, Gist, and Lancaster, Vice Chairmen; Representatives Ballance, Barnhill, Brubaker, Cochrane, DeVane, Diamont, Duncan, L. Etheridge, Foster, A. Hall, Hasty, Hurst, Jones, Kennedy, Michaux, Miller, and Murphy.

WATER AND AIR RESOURCES: Representative Hackney, Chairman; Representatives Bruce Etheridge, McAlister, Owens, Payne, and Pulley, Vice Chairmen; Representatives Boyd, Chalk, Clark, Colton, Craven, Dawkins, Diamont, Evans, Fitch, Fletcher, Fussell, Greenwood, Hightower, Holroyd, Holt, Hudson, Hunt, Keesee-Forrester, Kennedy, Ligon, Mavretic, Nesbitt, Pool, Quinn, Sizemore, Spoon, and Tyson.

WILDLIFE RESOURCES: Representative Nye, Chairman; Representatives Lilley, Tyndall, and Watkins, Vice Chairmen; Representatives Barker, Brinkley, Brown, Buchanan, Craven, Creecy, Greenwood, Hightower, and Tallent.

Under Rule 26(b) "Ten days after the Speaker makes his initial appointments to a standing or select committee, he shall not increase the membership of that committee, but may fill any vacancies which occur on that committee."

On motion of Representative Lilley, seconded by Representative Miller, the House adjourns to reconvene February 7, at 1:30 p.m.

THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, February 7, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is a granted Representative Bowman for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Mavretic, Lilley, Locks, and Pool:

H. B. 12, A BILL TO BE ENTITLED AN ACT REGARDING A CERTIFICATE OF RESALE, is referred to the Committee on Finance.

By Representatives Mavretic, Lilley, Locks, and Pool:

H. B. 13, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SALES TAX EXEMPTION FOR ICE, is referred to the Committee on Finance.

By Representatives Lilley, Locks, Mavretic, and Pool:

H. B. 14, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SCOPE OF THE INHERITANCE TAX EXEMPTION FOR PROPERTY PASSING TO A CHARITABLE, RELIGIOUS, OR EDUCATIONAL ORGANIZATION OR FOR A CHARITABLE, RELIGIOUS, OR EDUCATIONAL PURPOSE, is referred to the Committee on Finance.

By Representatives Lilley, Chalk, Locks, Mavretic, and Pool:

H. B. 15, A BILL TO BE ENTITLED AN ACT TO EXTEND THE INCOME TAX EXCLUSION FOR CERTAIN EMPLOYEE DEATH BENEFITS TO SIMILAR DEATH BENEFITS OF SELF-EMPLOYED INDIVIDUALS, is referred to the Committee on Finance.

By Representatives Lilley, Locks, Mavretic, and Pool:

H. B. 16, A BILL TO BE ENTITLED AN ACT MAKING A TECHNICAL CORRECTION TO THE REVENUE LAWS, is referred to the Committee on Finance.

By Representatives Lilley, Chalk, Locks, Mavretic, and Pool:

H. J. R. 17, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE TO STUDY THE REVENUE LAWS OF NORTH CAROLINA, is referred to the Committee on Rules and Operation of the House.

By Representatives Lilley, Chalk, Decker, Locks, Mavretic, Pool, Privette, Sizemore, and Tallent:

H. B. 18, A BILL TO BE ENTITLED AN ACT TO ALLOW INDIVIDUALS A FIVE-YEAR CARRY-FORWARD OF ANY UNUSED CHARITABLE DEDUCTION, is referred to the Committee on Finance.

By Representatives Watkins and Bob Etheridge:

H. B. 19, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Mavretic, Edwards, Hauser, Jeralds, Locks, Pool, and Tyndall:

H. B. 20, A BILL TO BE ENTITLED AN ACT TO PROVIDE A REFUNDABLE INCOME TAX CREDIT TO LOW-INCOME INDIVIDUALS FOR THE ESTIMATED AMOUNT OF SALES AND USE TAXES PAID BY THEM ON FOOD, is referred to the Committee on Finance.

By Representatives Colton, Jones, Hauser, and Keesee-Forrester:

H. B. 21, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE LAW REGARDING MINIMUM LICENSING STANDARDS FOR DAY-CARE FACILITIES, is referred to the Committee on Children and Youth.

By Representatives Colton, Jones, Hauser, and Keesee-Forrester:

H. B. 22, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE MORE EFFICIENT ENFORCEMENT OF DAY-CARE REGULATION, is referred to the Committee on Children and Youth.

By Representatives Colton, Jones, Hauser, and Keesee-Forrester:

H. B. 23, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PROTECTION OF CHILDREN IN DAY-CARE PLANS THROUGH IMPOSITION OF MANDATORY MINIMAL STANDARDS AND COMPLIANCE INSPECTIONS, is referred to the Committee on Children and Youth.

By Representative Bumgardner:

H. B. 25, A BILL TO BE ENTITLED AN ACT TO RECODIFY ARTICLE 7A OF CHAPTER 65 OF THE GENERAL STATUTES AS ARTICLE 13B OF CHAPTER 90, is referred to the Committee on Judiciary No. 3.

By Representatives Hunt, Anderson, Edwards, Hauser, Jeralds, and E. Warren:

H. B. 26, A BILL TO BE ENTITLED AN ACT TO REDUCE INDIVIDUAL INCOME TAXES BY LOWERING THE TAX RATES APPLICABLE TO THE TWO LOWEST TAX BRACKETS, is referred to the Committee on Finance.

By Representatives Hackney, Anderson, Chalk, Decker, and Rhyne:

H. B. 27, A BILL TO BE ENTITLED AN ACT TO PROVIDE PENALTIES FOR REMOVAL OF "SEPARATE" PROPERTY DURING SEPARATION WHEN AN EQUITABLE DISTRIBUTION WILL BE OR IS REQUESTED, is referred to the Committee on Judiciary No. 1.

By Representatives Hackney and Rhyne:

H. B. 28, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULE 56 OF THE RULES OF CIVIL PROCEDURE SHALL APPLY TO ACTIONS FOR ABSOLUTE DIVORCE, is referred to the Committee on Judiciary No. 1.

On motion of Representative E. Warren, the rules are suspended and the following is introduced and read the first time:

By Representatives Brinkley, Jones, and E. Warren:

H. B. 29, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CREATION OF AN INTERIM BOARD OF EDUCATION FOR PITT COUNTY AND SUBSEQUENT CONSOLIDATION OF THE GREENVILLE CITY SCHOOL ADMINISTRATIVE UNIT AND THE PITT COUNTY SCHOOL ADMINISTRATIVE UNIT, is referred to the Committee on Local Government No. 1.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 24, AN ACT TO APPOINT MEMBERS OF THE WHITEVILLE CITY BOARD OF EDUCATION.

On motion of Representative Lilley, seconded by Representative Barbee, the House adjourns to reconvene February 8 at 10:00 a.m.

FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, February 8, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Anderson, Bowman, and James for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 29, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CREATION OF AN INTERIM BOARD OF EDUCATION FOR PITT COUNTY AND SUBSEQUENT CONSOLIDATION OF THE GREENVILLE CITY SCHOOL ADMINISTRATIVE UNIT AND THE PITT COUNTY SCHOOL ADMINISTRATIVE UNIT, with a favorable report.

On motion of RepresentativeWarren, the rules are suspended and the bill is placed on today's Calendar.

The bill passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

By Representative Beall for the Committee on Election Laws:

H. B. 2, A BILL TO BE ENTITLED AN ACT TO SCHEDULE THE REGULAR PRIMARY AND GENERAL ELECTION IN VANCE COUNTY FOR MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS AND BOARD OF EDUCATION NOT CONDUCTED IN 1984 DUE TO DELAY CAUSED BY SUBMISSIONS TO UNITED STATES DEPARTMENT OF JUSTICE, with a favorable report.

On motion of Representative Church, the rules are suspended and the bill is placed on today's Calendar.

The bill passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Lilley, Hurst, Jeralds, Locks, Mavretic, Pool and Privette:

H. B. 30, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN MEMBERS OF THE ARMED FORCES WHO ARE ON EXTENDED ACTIVE DUTY A LONGER PERIOD OF TIME IN WHICH TO ROLL OVER GAIN ON THE SALE OF THEIR PRINCIPAL RESIDENCE, is referred to the Committee on Finance.

By Representatives Lilley, Chalk, Edwards, Hauser, Jeralds, Locks, Mavretic, Pool, Privette, and Wood:

H. B. 31, A BILL TO BE ENTITLED AN ACT TO CONFORM THE STATE DEPENDENT CARE CREDIT TO THE FEDERAL CREDIT REGARDING CARE FOR A DISABLED DEPENDENT OR SPOUSE AND THE MAXIMUM AMOUNT OF EMPLOYMENT-RELATED EXPENSES ELIGIBLE FOR THE CREDIT, is referred to the Committee on Finance.

By Representatives Lilley, Chalk, Locks, Mavretic, Pool, and Privette:

H. B. 32, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ALCOHOLIC BEVERAGE TAX STATUTES, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Barker, Anderson and Lilley:

H. B. 33, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BUILD A FIRE TRAINING GROUND FOR PAMLICO COUNTY, is referred to the Committee on Appropriations.

By Representatives Barker, Anderson, Lilley, and C. Woodard:

H. B. 34, A BILL TO BE ENTITLED AN ACT TO REPEAL AN ACT PROVIDING THAT PAMLICO COUNTY MAY PROVIDE HOME HEALTH SERVICES OTHER THAN AS PROVIDED BY GENERAL LAW, is referred to the Committee on Local Government No. 1.

By Representatives Fussell, Beall, and C. Woodard:

H. B. 35, A BILL TO BE ENTITLED AN ACT TO ADD SAFETY BELTS TO THE ITEMS SUBJECT TO THE ANNUAL SAFETY INSPECTION, is referred to the Committee on Highway Safety.

By Representatives Fussell and Beall:

H. B. 36, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REPLACING SCHOOL BUSES, is referred to the Committee on Highway Safety.

By Representatives Keesee-Forrester, Chalk, Colton, Hauser, and Jones:

H. B. 37, A BILL TO BE ENTITLED AN ACT TO EXPAND THE JUVENILE LAW DEFINITION OF CARETAKER, is referred to the Committee on Children and Youth.

By Representatives Keesee-Forrester, Chalk, Colton, Hauser, and Jones:

H. B. 38, A BILL TO BE ENTITLED AN ACT TO IMPROVE PUBLIC AWARENESS OF DAY CARE CHILD ABUSE AND NEGLECT LAW, is referred to the Committee on Children and Youth.

By Representatives Keesee-Forrester, Chalk, Colton, and Jones:

H. J. R. 39, A JOINT RESOLUTION CONTINUING THE LEGISLATIVE RESEARCH COMMISSION DAY-CARE STUDY, is referred to the Committee on Rules and Operation of the House.

By Representatives Keesee-Forrester, Colton, Hauser, and Jones:

H. B. 40, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ENFORCEMENT OF DAY-CARE LICENSING, is referred to the Committee on Children and Youth.

By Representatives Hightower, Allran, Barnhill, Beall, Boyd, Brannan, Brawley, Brown, Buchanan, Chalk, Cochrane, Cole, N. J. Crawford, Cromer, Decker, DeVane, Diamont, Duncan, Esposito, Foster, M. Hall, Hauser, Holmes, Hurst, Jeralds, Keesee-Forrester, Kennedy, Ligon, Locks, Lutz, McLaughlin, Mothershead, Murphy, Nye, Owens, Privette, Richardson, Sizemore, Spoon, Tallent, Tyndall, Walker, Windley, Wood, B. Woodard, and C. Woodard:

H. B. 41, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CENTRALIZED PAYROLL SYSTEM FOR PUBLIC SCHOOLS, is referred to the Committee on State Government.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 5, A BILL TO BE ENTITLED AN ACT TO REVISE THE MEMBERSHIP OF THE ADVISORY BUDGET COMMISSION, is read the first time and is referred to the Committee on Rules and Operation of the House.

On motion of Representative Lilley, seconded by Representative Evans, the House adjourns to reconvene Monday, February 11 at 8:00 p.m.

FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 11, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Cole, Cromer, Justus, Richardson, and Wood for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Colton and Keesee-Forrester:

H. B. 42, A BILL TO BE ENTITLED AN ACT TO CREATE A DIVISION OF CHILD DAY CARE WITHIN THE DEPARTMENT OF HUMAN RESOURCES, is referred to the Committee on State Government.

By Representatives Jones, Colton, and Keesee-Forrester:

H. B. 43, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LICENSING COMMISSION'S INVESTIGATIONS OF ABUSE AND NEGLECT IN DAY CARE, is referred to the Committee on Children and Youth.

By Representatives Jones, Colton, and Keesee-Forrester:

H. B. 44, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PROVISIONAL LICENSE FOR DAY CARE FACILITIES AND PLANS IN CASES OF SUBSTANTIATED CHILD ABUSE AND NEGLECT, is referred to the Committee on Children and Youth.

By Representatives Jones, Colton, and Keesee-Forrester:

H. B. 45, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SPECIAL UNIT WITHIN THE LICENSING COMMISSION TO DEAL WITH CHILD ABUSE AND NEGLECT IN DAY CARE AND TO PROVIDE FUNDS, is referred to the Committee on Appropriations.

By Representatives Jones, Colton, and Keesee-Forrester:

H. B. 46, A BILL TO BE ENTITLED AN ACT TO MANDATE THAT DEPARTMENT OF SOCIAL SERVICES REPORT REPORTS OF CHILD ABUSE AND NEGLECT IN DAY CARE TO THE LICENSING COMMISSION, is referred to the Committee on Children and Youth.

By Representative Fussell:

H. B. 47, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR THE EQUIPMENT INSPECTION OF MOTOR VEHICLES, is referred to the Committee on Highway Safety.

By Representative Fussell:

H. B. 48, A BILL TO BE ENTITLED AN ACT TO MAKE WINDSHIELDS SUBJECT TO ANNUAL SAFETY INSPECTION, is referred to the Committee on Highway Safety.

By Representatives Lilley, Locks, Mavretic, Pool and Privette:

H. B. 49, A BILL TO BE ENTITLED AN ACT TO ALLOW SPOUSES TO SHARE THEIR ANNUAL GIFT TAX EXCLUSIONS ONLY IF BOTH SPOUSES ARE RESIDENTS OF NORTH CAROLINA AND TO MAKE CONSENT TO SHARE ANNUAL EXCLUSIONS IRREVOCABLE, is referred to the Committee on Finance.

By Representatives Lilley, Locks, Mavretic, Pool and Privette:

H. B. 50, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE NECESSITY OF OBTAINING AN INHERITANCE TAX WAIVER FOR SECURITIES DECLARED AND INTEREST ACCRUING AFTER THE DECEDENT'S DEATH, is referred to the Committee on Finance.

By Representatives Lilley, Locks, Mavretic, Pool, and Privette:

H. B. 51, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED IN DETERMINING CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS, is referred to the Committee on Finance.

By Representatives Watkins, Lancaster, Miller, and Pulley:

H. B. 52, A BILL TO BE ENTITLED AN ACT TO RECODIFY CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 12 TO CHAPTER 143B OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES, is referred to the Committee on Judiciary No. 4.

By Representative Fussell:

H. B. 53, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER OR OT THEY ARE SAFE, is referred to the Committee on Highway Safety.

On motion of Representative Lilley, seconded by Representative Beall, the House adjourns to reconvene February 12 at 12:30 p.m.

SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 12, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Colton, Cromer, and Richardson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 27, A BILL TO BE ENTITLED AN ACT TO PROVIDE PENALTIES FOR REMOVAL OF "SEPARATE" PROPERTY DURING SEPARATION WHEN AN EQUITABLE DISTRIBUTION WILL BE OR IS REQUESTED, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Rhyne, Noles, and Windley:

H. B. 54, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN PRIMARY AND ELECTION, AND TO PROVIDE FOR NOMINATION AND ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT, is referred to the Committee on Election Laws.

By Representatives Mavretic, Lilley, Locks, and Pool:

H. B. 55, A BILL TO BE ENTITLED AN ACT TO REMOVE THE PARTIAL SALES TAX EXEMPTION FOR ALL HORSES EXCEPT DRAFT HORSES, is referred to the Committee on Finance.

By Representatives Mavretic and Hauser:

H. J. R. 56, A JOINT RESOLUTION HONORING THE FOUNDERS OF PRINCEVILLE, THE STATE'S OLDEST INCORPORATED BLACK COMMUNITY, is referred to the Committee on Rules and Operation of the House.

By Representative Mavretic:

H. B. 57, A BILL TO BE ENTITLED AN ACT TO MAKE ALL RETAIL SALES OF ELECTRICITY, PIPED NATURAL GAS, OR TELEPHONE SERVICE SUBJECT TO SALES TAX AND TO ALLOW ALL MUNICIPALITIES OR STATE AGENCIES THAT SELL ELECTRICITY OR PIPED NATURAL GAS A THREE PERCENT DEDUCTION ON THEIR MARKUP ON TAXABLE SALES ONLY, is referred to the Committee on Finance.

By Representative Mavretic:

H. B. 58, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LOCAL SALES AND USE TAXES, TO INCREASE THE GENERAL STATE SALES AND USE TAX RATE TO FOUR AND ONE-HALF PERCENT, AND TO DISTRIBUTE THE INCREASE IN THESE TAXES TO COUNTIES AND MUNICIPALITIES, is referred to the Committee on Finance.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 29, AN ACT TO PROVIDE FOR THE CREATION OF AN INTERIM BOARD OF EDUCATION FOR PITT COUNTY AND SUBSEQUENT CONSOLIDATION OF THE GREENVILLE CITY SCHOOL ADMINISTRATIVE UNIT AND THE PITT COUNTY SCHOOL ADMINISTRATIVE UNIT.

On motion of Representative Lilley, seconded by Representative Edwards, the House adjourns to reconvene February 13 at 1:30 P.M.

SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 13, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Fussell, Jones, and Pulley for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 17, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE TO STUDY THE REVENUE LAWS OF NORTH CAROLINA, with a favorable report.

On motion of Representative Lilley, the rules are suspended and the resolution is placed on today's Calendar.

H. J. R. 56, A JOINT RESOLUTION HONORING THE FOUNDERS OF PRINCEVILLE, THE STATE'S OLDEST INCORPORATED BLACK COMMUNITY, with a favorable report.

On motion of Representative Lilley, the rules are suspended and the resolution is placed on today's Calendar.

S. J. R. 4, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES G. MARTIN, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES AT 12 O'CLOCK NOON ON THURSDAY, FEBRUARY 28, 1985, with a favorable report.

On motion of Representative Lilley, the rules are suspended and the resolution is placed on today's Calendar.

S. B. 5, A BILL TO BE ENTITLED AN ACT TO REVISE THE MEMBERSHIP OF THE ADVISORY BUDGET COMMISSION, with a favorable report, as amended.

On motion of Representative Lilley, the rules are suspended and the bill is placed on today's Calendar.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 34, A BILL TO BE ENTITLED AN ACT TO TO REPEAL AN ACT PROVIDING THAT PAMLICO COUNTY MAY PROVIDE HOME HEALTH SERVICES OTHER THAN AS PROVIDED BY GENERAL LAW, with a favorable report.

On motion of Representative McAlister, the rules are suspended and the bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Nye, Buchanan, and Pool:

H. B. 59, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CONSTABLE IN THE TOWN OF DUBLIN AND BRING THE TOWN UNDER THE GENERAL LAW RELATING TO APPOINTMENT OF POLICE, is referred to the Committee on Local Government No. 1.

By Representatives Pulley, Brubaker, Michaux, and Wicker:

H. B. 60, A BILL TO BE ENTITLED AN ACT RELATING TO INSTALLMENT LOANS, LOANS SECURED BY SECONDARY MORTGAGES, AND LOANS BY LICENSEES UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT, is referred to the Committee on Banks and Thrift Institutions.

By Representatives Brubaker, Beall, Boyd, Brannan, Brawley, Brown, Buchanan, Chapin, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Decker, DeVane, Duncan, Enloe, Esposito, Bruce Ethridge, Evans, Fletcher, Foster, Gardner, Greenwood, M. Hall, Hasty, Hauser, Hightower, Holmes, Hudson, Hughes, Hurst, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Locks, Miller, Noles, Privette, Robinson, Sizemore, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wood, B. Woodard, C. Woodard, and Wright.

H. J. R. 61, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM FRANK REDDING III, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules and Operation of the House.

By Representatives Miller and Craven:

H. B. 62, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE NUMBER OF HIGHWAY PATROL TROOPERS, is referred to the Committee on Appropriations.

By Representatives Barbee and Buchanan:

H. J. R. 63, A JOINT RESOLUTION AUTHORIZING CONTINUATION OF THE JOINT SPECIAL COMMITTEE TO REVIEW THE DEPARTMENT OF TRANSPORTATION, is referred to the Committee on Rules amd Operation of the House.

By Representatives Evans and James:

H. B. 64, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TYRRELL COUNTY BOARD OF COMMISSIONERS AND THE TYRRELL COUNTY BOARD OF EDUCATION TO ENTER INTO CERTAIN CONTRACTS WITHOUT COMPLYING WITH THE PROVISIONS OF CHAPTER 133 AND OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES, is referred to the Committee on Local Government No. 1.

By Representative Blue:

H.B. 65, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE BY WHICH THE CRIMINAL CODE REVISION STUDY COMMITTEE MUST SUBMIT ITS FINAL REPORT, is referred to the Committee on Judiciary No. 3:

By Representatives Rhodes, Buchanan, Justus, and Wood:

H. B. 66, A BILL TO BE ENTITLED AN ACT TO REVISE THE PROPERTY TAX HOMESTEAD EXEMPTION BY INCREASING THE EXEMPTION AND BY PROVIDING A VARIABLE EXEMPTION THAT INCREASES AS THE AGE OF THE OWNER INCREASES, AND TO REIMBURSE LOCAL GOVERNMENTAL UNITS FOR PART OF THE RESULTING REVENUE LOSS, is referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

H. B. 34, A BILL TO BE ENTITLED AN ACT TO REPEAL AN ACT PROVIDING THAT PAMLICO COUNTY MAY PROVIDE HOME HEALTH SERVICES OTHER THAN AS PROVIDED BY GENERAL LAW, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

S. J. R. 4, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES G. MARTIN, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES AT 12 O'CLOCK NOON ON THURSDAY, FEBRUARY 28, 1985, passes its second reading, by electronic vote (95-2), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

H. J. R. 17, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE TO STUDY THE REVENUE LAWS OF NORTH CAROLINA.

On motion of Representative Lilley, the bill is removed from the Calendar and is re-referred to the Committee on Appropriations.

H. J. R. 56, A JOINT RESOLUTION HONORING THE FOUNDERS OF PRINCEVILLE, THE STATE'S OLDEST INCORPORATED BLACK COMMUNITY, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

S. B. 5, A BILL TO BE ENTITLED AN ACT TO REVISE THE MEMBERSHIP OF THE ADVISORY BUDGET COMMISSION.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted.

Representative Lilley offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendments by Special Message.

H. B. 27, A BILL TO BE ENTITLED AN ACT TO PROVIDE PENALTIES FOR REMOVAL OF "SEPARATE" PROPERTY DURING SEPARATION WHEN AN EQUITABLE DISTRIBUTION WILL BE OR IS REQUESTED.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (96-11).

Representative Wright objects to the third reading. The bill remains on the Calendar.

On motion of Representative Lilley, seconded by Representative Anderson, the House adjourns to reconvene February 14 at 1:30 p.m.

EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 14, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Jones, and Locks, for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 25, A BILL TO BE ENTITLED AN ACT TO RECODIFY ARTICLE 7A OF CHAPTER 65 OF THE GENERAL STATUTES AS ARTICLE 13B OF CHAPTER 90, with a favorable report, as amended.

H. B. 65, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE BY WHICH THE CRIMINAL CODE REVISION STUDY COMMITTEE MUST SUBMIT ITS FINAL REPORT, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Beall, Buchanan, and Enloe:

H. B. 67, A BILL TO BE ENTITLED AN ACT TO GIVE THE SURVIVING COTENANT OF A LOCKBOX ACCESS TO LIFE INSURANCE POLICIES STORED IN THE BOX, is referred to the Committee on Judiciary No. 1.

By Representatives Murphy and Buchanan:

H. B. 68, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF UDAG FUNDS BY THE TOWN OF WARSAW, is referred to the Committee on Local Government No. 1.

By Representatives Brubaker, Boyd, Buchanan, Chalk, Cochrane, Cromer, Decker, Duncan, Keesee-Forrester, Ligon, Privette, Sizemore, Walker, R. Warren, Windley, and Wood:

H. B. 69, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CENTRALIZED PAYROLL SYSTEM FOR PUBLIC SCHOOLS, is referred to the Committee on State Government.

By Representatives Barnes, Blue, Buchanan, N. J. Crawford, Easterling, Evans, Fitch, Greenwood, Hackney, Hightower, Hunter, Lutz, Mavretic, Nye, and Payne:

H. B. 70, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE JUVENILE LAW STUDY COMMISSION, is referred to the Committee on Appropriations.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. J. R. 4, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES G. MARTIN, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES AT 12 O'CLOCK NOON ON THURSDAY, FEBRUARY 28, 1985.

CALENDAR

Action is taken on the following:

H. B. 27, A BILL TO BE ENTITLED AN ACT TO PROVIDE PENALTIES FOR REMOVAL OF "SEPARATE" PROPERTY DURING SEPARATION WHEN EQUITABLE DISTRIBUTION WILL BE OR IS REQUESTED.

The bill, as amended, passes its third reading, by electronic vote (101-07), and is ordered engrossed and sent to the Senate.

On motion of Representative Lilley, seconded by Representative Redwine, the House adjourns to reconvene February 15 at 10:00 p.m.

NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, February 15, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Colton, and Craven for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 68, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF UDAG FUNDS BY THE TOWN OF WARSAW, with a favorable report.

On motion of Representative McAlister, the rules are suspended and the bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Gist, Buchanan, Chalk, Decker, Duncan, Justus, Keesee-Forrester, Sizemore, and Wood.

H. B. 71, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO ISSUE OFFICIAL VOTER REGISTRATION CARDS, AND TO REQUIRE THAT IN THOSE COUNTIES PERSONS MUST SHOW THE CARD OR SIGN THE POLL BOOK IN ORDER TO VOTE, is referred to the Committee on Election Laws.

By Representatives Watkins and Bob Etheridge:

H. B. 72, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE LEGISLATIVE REVIEW OF PROPOSALS TO LICENSE NEW OCCUPATIONS AND PROFESSIONS INCLUDES COMMISSIONS, is referred to the Committee on Judiciary No. 4.

By Representatives Lilley, Buchanan, Ligon, Locks, Mavretic, Pool, and Privette:

H. B. 73, A BILL TO BE ENTITLED AN ACT TO ALLOW A DIVORCED OR SEPARATED PARENT TO CLAIM AN INCOME TAX DEDUCTION FOR EXPENSES FOR MEDICAL CARE FOR HIS CHILD, REGARDLESS WHETHER THE PARENT PROVIDED OVER ONE-HALF HIS CHILD'S SUPPORT FOR THE TAXABLE YEAR, is referred to the Committee on Finance.

By Representatives Lilley, Buchanan, Locks, Mavretic, Pool, and Privette:

H. B. 74, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE RESPONSIBILITY FOR ISSUING BINGO LICENSES AND ESTABLISHING AUDIT PROCEDURES FOR BINGO ACCOUNTS FROM THE DEPARTMENT OF REVENUE TO CITIES AND COUNTIES, is referred to the Committee on Judiciary No. 1.

By Representatives Lilley, Buchanan, Ligon, Locks, Mavretic, Pool, and Privette:

H. B. 75, A BILL TO BE ENTITLED AN ACT TO MAKE CLEAR THAT THE PRIVILEGE LICENSE TAX ON PERSONS ENGAGED IN THE BUSINESS OF SELLING KNIVES AND OTHER WEAPONS DOES NOT APPLY TO PERSONS ENGAGED IN THE BUSINESS OF SELLING SLINGSHOTS, is referred to the Committee on Finance.

By Representative Lancaster:

H. B. 76, A BILL TO BE ENTITLED AN ACT TO REQUIRE VEHICLE HEADLIGHTS TO BE ILLUMINATED FROM SUNSET TO SUNRISE, is referred to the Committee on Highway Safety.

By Representatives Lancaster, Buchanan, Decker, Redwine, and Wood:

H. B. 77, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR FELONY CHILD ABUSE, is referred to the Committee on Judiciary No. 3.

By Representatives Hauser, Ballance, Barnhill, Duncan, Esposito, Foster, McLaughlin, Michaux, Rhodes, and Richardson:

H. B. 78, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WITHHOLDING OF STATE EMPLOYEES' WAGES TO SATISFY DEBTS TO THE STATE, is referred to the Committee on State Personnel.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. J. R. 56, A JOINT RESOLUTION HONORING THE FOUNDERS OF PRINCEVILLE, THE STATE'S OLDEST INCORPORATED BLACK COMMUNITY.

S. B. 5, AN ACT TO REVISE THE MEMBERSHIP OF THE ADVISORY BUDGET COMMISSION.

CALENDAR

Action is taken on the following:

H. B. 68, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF UDAG FUNDS BY THE TOWN OF WARSAW, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 25, A BILL TO BE ENTITLED AN ACT TO RECODIFY ARTICLE 7A OF CHAPTER 65 OF THE GENERAL STATUTES AS ARTICLE 13B OF CHAPTER 90.

On motion of Representative Bumgardner, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 65, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE BY WHICH THE CRIMINAL CODE REVISION STUDY COMMITTEE MUST SUBMIT ITS FINAL REPORT, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes it third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Miller, the House adjourns to reconvene Monday, February 18, at 8:00 p.m.

TENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 18, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Rudolph H. Hodge, Minister of Visitation, Hayes Barton United Methodist Church.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Craven, DeVane, Gist, James, Justus, Kennedy, and Mavretic for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives B. Woodard and Brannan:

H. B. 79, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF KENLY AND TO REPEAL PRIOR LOCAL ACTS, is referred to the Committee on Local Government No. 1.

By Representatives Cochrane, Cromer, and Hege:

H. B. 80, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DAVIE COUNTY BOARD OF EDUCATION TO DISPOSE OF CERTAIN PROPERTY BY PRIVATE SALE, is referred to the Committee on Local Government No. 2.

By Representatives Miller, Chalk, Esposito, Hauser, Redwine, and Sizemore:

H. B. 81, A BILL TO BE ENTITLED AN ACT TO REENACT THE NORTH CAROLINA CHILD PASSENGER RESTRAINT LAW, is referred to the Committee on Highway Safety.

By Representative Mavretic:

H. B. 82, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT EDGECOMBE TECHNICAL COLLEGE, is referred to the Committee on Appropriations.

By Representative Fussell:

H. B. 83, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF WENDELL AND TO REPEAL PRIOR LOCAL ACTS, is referred to the Committee on Local Government No. 2.

By Representative Anderson:

H. B. 84, A BILL TO BE ENTITLED AN ACT CLARIFYING THE HEALTH MAINTENANCE ORGANIZATION ACT, is referred to the Committee on Insurance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 28, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PRIORITY OF CLAIMS IN DELINQUENCY PROCEEDINGS AGAINST INSURERS, is read the first time and is referred to the Committee on Insurance.

S. B. 16, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ATTACHMENT OR GARNISHMENT AND LIEN FOR AMBULANCE SERVICE IN ALEXANDER COUNTY, is read the first time and is referred to the Committee on Local Government No. 1.

On motion of Representative Lilley, seconded by Representative B. Woodard, the House adjourns to reconvene February 19, at 1:00 p.m.

ELEVENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 19, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Gist, Hunter, James, Miller, and Pool for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Hackney and Cromer:

H. B. 85, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO THE FEDERAL RULES WITH REGARD TO ABUSIVE DISCOVERY PRACTICES, is referred to the Committee on Judiciary No. 1.

By Representatives Hackney and Cromer:

H. B. 86, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COURT TO EXTEND A PERIOD OF PROBATION TO ALLOW THE DEFENDANT TO COMPLETE PAYMENT OF RESTITUTION OR CONTINUE TREATMENT, is referred to the Committee on Judiciary No. 1.

By Representatives Hackney and Mavretic:

H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS, is referred to the Committee on Judiciary No. 1.

By Representatives Wicker, Beall, Brown, Church, Craven, J. W. Crawford, Bruce Ethridge, Mavretic, Nesbitt, Owens, Privette, and E. Warren:

H. B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES, is referred to the Committee on Constitutional Amendments.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 65, AN ACT TO EXTEND THE DATE BY WHICH THE CRIMINAL CODE REVISION STUDY COMMITTEE MUST SUBMIT ITS FINAL REPORT.

On motion of Representative Lilley, seconded by Representative Beard, the House adjourns to reconvene February 20 at 1:30 p.m.

TWELFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 20, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Gist, Holmes, and James for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Insurance:

H. B. 84, A BILL TO BE ENTITLED AN ACT CLARIFYING THE HEALTH MAINTENANCE ORGANIZATION ACT, with a favorable report.

S. B. 28, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PRIORITY OF CLAIMS IN DELINQUENCY PROCEEDINGS AGAINST INSURERS, with a favorable report, as amended.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 67, A BILL TO BE ENTITLED AN ACT TO GIVE THE SURVIVING COTENANT OF A LOCKBOX ACCESS TO LIFE INSURANCE POLICIES STORED IN THE BOX, with a favorable report, as amended.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 79, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF KENLY AND TO REPEAL PRIOR LOCAL ACTS, with a favorable report.

H. B. 59, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CONSTABLE IN THE TOWN OF DUBLIN AND BRING THE TOWN UNDER THE GENERAL LAW RELATING TO APPOINTMENT OF POLICE, with a favorable report.

S. B. 16, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ATTACHMENT OR GARNISHMENT AND LIEN FOR AMBULANCE SERVICE IN ALEXANDER COUNTY, with a favorable report.

By Representative Fussell for the Committee on Highway Safety:

H. B. 36, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REPLACING SCHOOL BUSES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Lutz, Buchanan, and Enloe:

H. B. 89, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STUDY COMMISSION TO EXAMINE ALTERNATIVES FOR INCREASING PUBLIC AWARENESS OF THE IMPORTANCE OF AGRICULTURE, FORESTRY, AND SEAFOOD IN NORTH CAROLINA TO REPORT TO THE GENERAL ASSEMBLY BY APRIL 15, 1985, is referred to the Committee on Rules and Operation of the House.

By Representatives Bumgardner, Hasty, Holroyd, Keesee-Forrester, Privette, and Rhodes:

H. B. 90, A BILL TO BE ENTITLED AN ACT TO MAKE THE USE OF SEAT BELTS IN MOTOR VEHICLES MANDATORY AND TO REMOVE THE SUNSET ON THE USE OF CHILD RESTRAINT DEVICES, is referred to the Committee on Highway Safety.

By Representatives Beall, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beard, Blue, Bowman, Brannan, Brinkley, Bumgardner, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Hunt, Hunter, James, Jeralds, Jones, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pulley, Quinn, Redwine, Richardson, Sparrow, Stamey, Tyndall, Tyson, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright:

H. B. 91, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NOMINATION OF MEMBERS OF THE STATE BOARD OF ELECTIONS BY THE STATE POLITICAL PARTY CHAIRMEN, AND CONCERNING THE TERM OF OFFICE OF THE EXECUTIVE SECRETARY-DIRECTOR, is referred to the Committee on Election Laws.

By Representatives Barbee and Buchanan:

H. J. R. 92, A JOINT RESOLUTION MEMORIALIZING CONGRESS TO QUICKLY APPROVE THE INTERSTATE COST ESTIMATE MADE BY THE SECRETARY OF TRANSPORTATION, is referred to the Committee on Rules and Operation of the House.

By Representatives Brannan, Cromer, and B. Woodard:

H. B. 93, A BILL TO BE ENTITLED AN ACT TO PROVIDE CLEFT PALATE COVERAGE UNDER THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, AS REQUIRED OF PRIVATE INSURERS, is referred to the Committee on Appropriations.

By Representatives Jones, Allran, Anderson, Barker, Barnhill, Beall, Bowman, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Colton, N. J. Crawford, Creecy, Cromer, Dawkins, Easterling, Edwards, L. Etheridge, Bruce Ethridge, Evans, Fussell, Greenwood, A. Hall, Hasty, Holroyd, Hurst, James, Keesee-Forrester, Kennedy, Lancaster, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Mothershead, Murphy, Nesbitt, Privette, Redwine, Robinson, Sparrow, Tyndall, E. Warren, Wood, C. Woodard, and Wright.

H. B. 94, A BILL TO BE ENTITLED AN ACT TO FURTHER DEFINE THE APPROPRIATE POLITICAL ACTIVITY OF STATE EMPLOYEES, is referred to the Committee on State Personnel.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 6, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE HORSEPASTURE RIVER A NATURAL RIVER AND TO PROVIDE FOR A STUDY TO CONSIDER INCLUDING THE RIVER IN THE STATE PARKS SYSTEM, is read the first time and is referred to the Committee on Rules and Operation of the House.

S. B. 34, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE BY WHICH THE PROPERTY TAX SYSTEM STUDY COMMITTEE MUST SUBMIT ITS FINAL REPORT, is read the first time and is referred to the Committee on Rules and Operation of the House.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 68, AN ACT TO AUTHORIZE USE OF UDAG FUNDS BY THE TOWN OF WARSAW.

The Speaker orders a Special Message sent to the Senate with the information that Representatives Brawley, Spoon, Foster and Easterling have been appointed to serve with a like committee from the Senate to invite, greet and escort the Governor to the Joint Session on Thursday, February 28, 1985 at 12 o'clock noon.

On motion of Representative Lilley, seconded by Representative Hightower, the House adjourns to reconvene February 21 at 1:30 p.m.

THIRTEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 21, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Jerry Smith, Pastor of Fuquay-Varina United Methodist Church.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Brinkley, Chapin, Evans, Holmes, Hunt, and James for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 10, A JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO FREEZE TEXTILE IMPORTS AT THE 1983 LEVEL AND ALLOW GROWTH AT THE DOMESTIC RATE, with an unfavorable report as to resolution, favorable as to committee substitute resolution, which changes the title.

The substitute resolution is placed on the Calendar for February 25. The original resolution is placed on the Unfavorable Calendar.

H. J. R. 63, A JOINT RESOLUTION AUTHORIZING CONTINUATION OF THE JOINT SPECIAL COMMITTEE TO REVIEW THE DEPARTMENT OF TRANSPORTATION, with a favorable report and recommendation that the resolution be rereferred to the Committee on Appropriations.

H. B. 89, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STUDY COMMISSION TO EXAMINE ALTERNATIVES FOR INCREASING PUBLIC AWARENESS OF THE IMPORTANCE OF AGRICULTURE, FORESTRY, AND SEAFOOD IN NORTH CAROLINA TO REPORT TO THE GENERAL ASSEMBLY BY APRIL 15, 1985, with a favorable report.

On motion of Representative Lilley, the rules are suspended and the bill is placed on today's Calendar.

H. J. R. 92, A JOINT RESOLUTION MEMORIALIZING CONGRESS TO QUICKLY APPROVE THE INTERSTATE COST ESTIMATE MADE BY THE SECRETARY OF TRANSPORTATION, with a favorable report.

On motion of Representative Barbee, the rules are suspended and the resolution is placed on today's Calendar.

S. B. 34, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE BY WHICH THE PROPERTY TAX SYSTEM STUDY COMMITTEE MUST SUBMIT ITS FINAL REPORT, with a favorable report.

On motion of Representative McAlister, the rules are suspended and the bill is placed on today's Calendar.

By Representative Quinn for the Committee on Finance:

H. B. 16, A BILL TO BE ENTITLED AN ACT MAKING A TECHNICAL CORRECTION TO THE REVENUE LAWS, with a favorable report.

H. B. 51, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED IN DETERMINING CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS, with a favorable report, as amended.

H. B. 73, A BILL TO BE ENTITLED AN ACT TO ALLOW A DIVORCED OR SEPARATED PARENT TO CLAIM AN INCOME TAX DEDUCTION FOR EXPENSES FOR MEDICAL CARE FOR HIS CHILD, REGARDLESS WHETHER THE PARENT PROVIDED OVER ONE-HALF HIS CHILD'S SUPPORT FOR THE TAXABLE YEAR, with a favorable report.

H. B. 75, A BILL TO BE ENTITLED AN ACT TO MAKE CLEAR THAT THE PRIVILEGE LICENSE TAX ON PERSONS ENGAGED IN THE BUSINESS OF SELLING KNIVES AND OTHER WEAPONS DOES NOT APPLY TO PERSONS ENGAGED IN THE BUSINESS OF SELLING SLINGSHOTS, with a favorable report.

By Representative Beall for the Committee on Election Laws:

H. B. 91, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NOMINATION OF MEMBERS OF THE STATE BOARD OF ELECTIONS BY THE STATE POLITICAL PARTY CHAIRMEN, AND CONCERNING THE TERM OF OFFICE OF THE EXECUTIVE SECRETARY-DIRECTOR, with a favorable report.

Representative Beall moves that the rules be suspended in order that the bill may be placed on today's Calendar.

A division having been called, the motion carries by electronic vote (69-33). The Speaker rules that this is a two-thirds majority vote.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 72, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE LEGISLATIVE REVIEW OF PROPOSALS TO LICENSE NEW OCCUPATIONS AND PROFESSIONS INCLUDES COMMISSIONS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for February 25. The original bill is placed on the Unfavorable Calendar.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Noles, Buchanan, Justus, and Rhodes:

H. B. 95, A BILL TO BE ENTITLED AN ACT TO LICENSE LOCKSMITHS, is referred to the Committee on State Government.

By Representatives Jones, Anderson, Barker, Lilley and E. Warren:

H. B. 96, A BILL TO BE ENTITLED AN ACT TO TRANSFER AN INVESTIGATORIAL ASSISTANT POSITION APPOINTED BY THE DISTRICT ATTORNEY, is referred to the Committee on Courts and Administration of Justice.

By Representative Owens:

H. B. 97, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO ENTER INTO CERTAIN LEASE PURCHASE CONTRACTS, is referred to the Committee on Education.

By Representatives Anderson, Barker, Brinkley, Chapin, DeVane, Hunter, Jones, Lancaster, Murphy, E. Warren, B. Woodard, and C. Woodard:

H. B. 98, A BILL TO BE ENTITLED AN ACT TO INCREASE THE IN-LINE-OF-DUTY DEATH BENEFITS FOR LAW OFFICERS, FIREMEN, RESCUE SQUAD WORKERS, SENIOR CIVIL AIR PATROL MEMBERS, AND STATE FORESTRY EMPLOYEES, is referred to the Committee on Pensions and Retirement.

By Representatives Chapin, Anderson, Cochrane, L. Etheridge, Mavretic, Stamey, Walker, R. Warren, Windley, and Wood:

H. B. 99, A BILL TO BE ENTITLED AN ACT TO REQUIRE A MINIMUM SAT SCORE FOR ADMISSION TO THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Higher Education.

By Representatives Rhodes, Buchanan, Cochrane, Cromer, Duncan, Esposito, L. Etheridge, Justus, Noles, Privette, Rhyne, R. Warren, Windley and Wood:

H. B. 100, A BILL TO BE ENTITLED AN ACT TO REQUIRE A MINIMUM SAT SCORE FOR ADMISSION TO THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Higher Education.

By Representative Miller:

H. B. 101, , A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR PURCHASE, POSSESSION AND CONSUMPTION OF MALT BEVERAGES AND UNFORTIFIED WINE, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Foster, Barnes, and Hauser:

H. B. 102, A BILL TO BE ENTITLED AN ACT TO ADOPT A BASIC EDUCATION PROGRAM FOR NORTH CAROLINA'S PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representatives Foster and Barnes:

H. B. 103, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE PUBLIC EDUCATION POLICY COUNCIL, is referred to the Committee on Rules and Operation of the House.

By Representatives Foster and Barnes:

H. B. 104, A BILL TO BE ENTITLED AN ACT TO ADOPT A CAREER DEVELOPMENT PLAN FOR TEACHERS AND ADMINISTRATORS IN NORTH CAROLINA'S PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representatives Nye and Buchanan:

H. R. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY TO APPOINT COMMUNITY COLLEGE TRUSTEES, is referred to the Committee on Higher Education.

By Representatives Foster and Barnes:

H. B. 106, A HOUSE RESOLUTION ACKNOWLEDGING RECEIPT OF THE STATE BOARD OF EDUCATION'S REPORT ON A CAREER DEVELOPMENT PLAN FOR TEACHERS AND ADMINISTRATORS IN NORTH CAROLINA'S PUBLIC SCHOOLS AND URGING THE HOUSE COMMITTEE ON EDUCATION TO EVALUATE THIS REPORT, is referred to the Committee on Rules and Operation of the House.

By Representatives Foster and Barnes:

H. R. 107, A HOUSE RESOLUTION ACKNOWLEDGING RECEIPT OF THE STATE BOARD OF EDUCATION'S REPORT ON A BASIC EDUCATION PROGRAM FOR NORTH CAROLINA'S PUBLIC SCHOOLS AND URGING THE HOUSE COMMITTEE ON EDUCATION TO EVALUATE THIS REPORT, is referred to the Committee on Rules and Operation of the House.

CALENDAR

Action is taken on the following:

H. B. 79, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF KENLY AND TO REPEAL PRIOR LOCAL ACTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Buchanan, Bumgardner, Chalk, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 104.

Voting in the negative: None.

Excused absences: Representatives Barker, Brinkley, Chapin, Evans, Holmes, Hunt, James, and Murphy — 8.

S. B. 16, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ATTACHMENT OR GARNISHMENT AND LIEN FOR AMBULANCE SERVICE IN ALEXANDER COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Buchanan, Bumgardner, Chalk, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, Mavretic, Miller, Nesbitt, Noles, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 91.

Voting in the negative: Representatives Blue, Creecy, Hauser, Kennedy, Lancaster, Locks, McLaughlin, Michaux, Pool, Pulley, and C. Woodard — 11.

Excused absences: Representatives Barker, Brinkley, Chapin, Evans, Holmes, Hunt, James, and Murphy — 8.

H. B. 59, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CONSTABLE IN THE TOWN OF DUBLIN AND BRING THE TOWN UNDER THE GENERAL LAW RELATING TO APPOINTMENT OF POLICE, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 84, A BILL TO BE ENTITLED AN ACT CLARIFYING THE HEALTH MAINTENANCE ORGANIZATION ACT, passes its second reading, by electronic vote (99-10).

Representative Pulley objects to the third reading. The bill remains on the Calendar.

S. B. 28, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PRIORITY OF CLAIMS IN DELINQUENCY PROCEEDINGS AGAINST INSURERS.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (108-2).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

H. B. 67, A BILL TO BE ENTITLED AN ACT TO GIVE THE SURVIVING CONTENANT OF A LOCKBOX ACCESS TO LIFE INSURANCE POLICIES STORED IN THE BOX.

On motion of Representative Miller, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (111-0), and remains on the Calendar.

H. J. R. 92, A JOINT RESOLUTION MEMORIALIZING CONGRESS TO QUICKLY APPROVE THE INTERSTATE COST ESTIMATE MADE BY THE SECRETARY OF TRANSPORTATION, passes its second reading, by electronic vote (106-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 89, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STUDY COMMISSION TO EXAMINE ALTERNATIVES FOR INCREASING PUBLIC AWARENESS OF THE IMPORTANCE OF AGRICULTURE, FORESTRY, AND SEAFOOD IN NORTH CAROLINA TO REPORT TO THE GENERAL ASSEMBLY BY APRIL 15, 1985, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

S. B. 34, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE BY WHICH THE PROPERTY TAX SYSTEM STUDY COMMITTEE MUST SUBMIT ITS FINAL REPORT, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 91, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NOMINATION OF MEMBERS OF THE STATE BOARD OF ELECTIONS BY THE STATE POLITICAL PARTY CHAIRMEN, AND CONCERNING THE TERM OF OFFICE OF THE EXECUTIVE SECRETARY-DIRECTOR.

Representative R. Warren offers Amendment No. 1. A division is called on the adoption of the amendment. Amendment No. 1 fails of adoption by electronic vote (39-73).

Representative Mothershead offers Amendment No. 2.

On motion of Representative Quinn, seconded by Representative Bruce Ethridge, Amendment No. 2. is tabled by electronic vote (68-43).

Representative Brown offers Amendment No. 3. A division is called on the adoption of the amendment. Amendment No. 3 fails of adoption by electronic vote (36-76).

Representative Beall calls the previous question on the passage of the bill. A division is called on the call for the previous question. The call is sustained by electronic vote (76-36).

Now the question before the House is the passage of the bill on its second reading.

The bill passes its second reading by electronic vote (76-36).

Representative Cochrane objects to the third reading.

Representative Beall moves that the rules be suspended in order for the bill to be read a third time.

A division is called on the motion. The motion carries by electronic vote (76-36). The Speaker rules that this is a two-thirds majority vote.

Representative R. Warren moves that the bill be postponed indefinitely. This motion fails by electronic vote (36-76).

Now the question before the House is the passage of the bill on its third reading.

The bill passes its third reading by electronic vote (76-36), and is ordered sent to the Senate.

The Speaker announces the following Special House Committee to make the arrangements for the basketball game between the North Carolina House and the South Carolina House, which is scheduled for Wednesday evening, April 24, 1985, in Columbia, South Carolina: Representative Wright, Chairman; Representatives Diamont, Bob Etheridge, Hunt, and Walker.

On motion of Representative Lilley, seconded by Representative Foster, the House adjourns to reconvene February 22 at 11:00 a.m.

FOURTEENTH DAY

HOUSE OF REPRESENTATIVES
Friday, February 22, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Holmes, Hughes, Hunt, and James for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Lilley:

H. B. 108, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR CONSTRUCTION OF A RESOURCE RECOVERY FACILITY, is referred to the Committee on Finance.

By Representative Lancaster:

H. B. 109, A BILL TO BE ENTITLED AN ACT TO ALLOW AN OFFICER CHARGED WITH SERVING A SUMMARY EJECTMENT SUMMONS TO DETERMINE WHETHER TO TELEPHONE THE DEFENDANT BEFORE ATTEMPTING PERSONAL DELIVERY OF THE SUMMONS, is referred to the Committee on Judiciary No. 3.

By Representatives Rhodes, Duncan, Hauser, and Mothershead:

H. B. 110, A BILL TO BE ENTITLED AN ACT TO EXTEND STATE EMPLOYEE HEALTH COVERAGE TO CERTIFIED CARDIAC REHABILITATION THERAPY, is referred to the Committee on Appropriations.

By Representatives Pulley, Evans, and Redwine:

H. B. 111, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TITLE TO CERTAIN LANDS RAISED FROM NAVIGABLE WATERS, is referred to the Committee on Judiciary No. 4.

By Representatives Pulley, Evans, and Redwine:

H. B. 112, A BILL TO BE ENTITLED AN ACT TO DECLARE THE EXISTING POLICY OF THE STATE THAT TITLE TO LAND SUBJECT TO PUBLIC TRUST RIGHTS MAY NOT BE ACQUIRED BY ADVERSE POSSESSION, is referred to the Committee on Judiciary No. 4.

By Representatives Pulley, Evans, and Redwine:

H. B. 113, A BILL TO BE ENTITLED AN ACT TO VALIDATE CONVEYANCES OF CERTAIN MARSHLANDS BY THE STATE, is referred to the Committee on Judiciary No. 4.

By Representatives Pulley, Evans, and Redwine:

H. B. 114, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CLAIMS TO LAND UNDER NAVIGABLE WATERS MAY BE LITIGATED IN SUPERIOR COURT, is referred to the Committee on Judiciary No. 4.

By Representatives Pulley, Evans, and Redwine:

H. B. 115, A BILL TO BE ENTITLED AN ACT TO PERMIT RESOLUTION OF CLAIMS TO SHELLFISH BEDS BY ISSUING A SHELLFISH LEASE, is referred to the Committee on Judiciary No. 4.

By Representative Enloe:

H. B. 116, A BILL TO BE ENTITLED AN ACT TO EXEMPT MUNICIPALITIES THAT BUY ELECTRIC POWER FROM A FEDERAL AGENCY AND MAKE PAYMENTS IN LIEU OF TAXES FROM THE SALES TAX ON UTILITY SERVICES, is referred to the Committee on Public Utilities.

On motion of Representative Barbee, the vote by which H. J. R. 92, A JOINT RESOLUTION MEMORIALIZING CONGRESS TO QUICKLY APPROVE THE INTERSTATE COST ESTIMATE MADE BY THE SECRETARY OF TRANSPORTATION, passed its third reading is reconsidered by electronic vote (106-02).

Representative Barbee offers Amendment No. 1 which is adopted by electronic vote (108-01).

Now the question before the House is the passage of the bill on its third reading.

The bill, as amended, passes its third reading, by electronic vote (107-01), and is ordered engrossed and sent to the Senate by Special Message.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 34, AN ACT TO EXTEND THE DATE BY WHICH THE PROPERTY TAX SYSTEM STUDY COMMITTEE MUST SUBMIT ITS FINAL REPORT.

H. B. 2, AN ACT TO SCHEDULE THE REGULAR PRIMARY AND GENERAL ELECTION IN VANCE COUNTY FOR MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS AND BOARD OF EDUCATION NOT CONDUCTED IN 1984 DUE TO DELAY CAUSED BY SUBMISSIONS TO UNITED STATES DEPARTMENT OF JUSTICE.

CALENDAR

Action is taken on the following:

H. B. 79, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF KENLY AND TO REPEAL PRIOR LOCAL ACTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 106.

Voting in the negative: None:

Excused absences: Representatives Holmes, Hughes, Hunt, and James — 4.

S. B. 16, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ATTACHMENT OR GARNISHMENT AND LIEN FOR AMBULANCE SERVICE IN ALEXANDER COUNTY, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Cawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood and B. Woodard — 98.

Voting in the negative: Representatives Blue, Kennedy, Lancaster, Locks, McLaughlin, Pool, Pulley, and C. Woodard — 8.

Excused absences: Representatives Holmes, Hughes, Hunt, and James — 4.

H. B. 51, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED IN DETERMINING CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted by electronic vote (107-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, and B. Woodard — 106.

Voting in the negative: Representatives Decker and Hege — 2.

Excused absences: Representatives Holmes, Hughes, Hunt, and James — 4.

H. B. 84, A BILL TO BE ENTITLED AN ACT CLARIFYING THE HEALTH MAINTENANCE ORGANIZATION ACT, passes its third reading, by electronic vote (109-0), and is ordered sent to the Senate.

S. B. 28, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PRIORITY OF CLAIMS IN DELINQUENCY PROCEEDINGS AGAINST INSURERS.

The bill, as amended, passes its third reading, by electronic vote (110-0), and is ordered sent to the Senate for concurrence in House amendment.

H. B. 67, A BILL TO BE ENTITLED AN ACT TO GIVE THE SURVIVING COTENANT OF A LOCK BOX ACCESS TO LIFE INSURANCE POLICIES STORED IN THE BOX.

The bill, as amended, passes its third reading, by electronic vote (109-0), and is ordered engrossed and sent to the Senate.

H. B. 16, A BILL TO BE ENTITLED AN ACT MAKING A TECHNICAL CORRECTION TO THE REVENUE LAWS, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 73, A BILL TO BE ENTITLED AN ACT TO ALLOW A DIVORCED OR SEPARATED PARENT TO CLAIM AN INCOME TAX DEDUCTION FOR EXPENSES FOR MEDICAL CARE FOR HIS CHILD, REGARDLESS WHETHER THE PARENT PROVIDED OVER ONE-HALF HIS CHILD'S SUPPORT FOR THE TAXABLE YEAR, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 75, A BILL TO BE ENTITLED AN ACT TO MAKE CLEAR THAT THE PRIVILEGE LICENSE TAX ON PERSONS ENGAGED IN THE BUSINESS OF SELLING KNIVES AND OTHER WEAPONS DOES NOT APPLY TO PERSONS ENGAGED IN THE BUSINESS OF SELLING SLINGSHOTS, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time. The bill passes its third reading and is ordered sent to the Senate.

H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (107-0).

Representative Barker objects to the third reading. The bill remains on the Calendar.

On motion of Representative Lilley, seconded by Representative Bruce Ethridge, the House adjourns to reconvene Monday, February 25 at 8:00 p.m.

FIFTEENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 25, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives James, Sizemore, and Spoon for today.

Pursuant to Section 18, Article II, of the Constitution of the State of North Carolina and House Rules 8 and 11, Representative Cochrane files protest against passage of House Bill 91 on February 21, 1985. The Speaker orders her remarks entered into the Appendix of the Journal

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Rhodes, Allran, Brawley, Brown, Buchanan, Cole, Craven, Cromer, L. Etheridge, Gardner, Ligon, Mothershead, Privette, Robinson, Tallent, R. Warren, Windley, and Wood:

H. B. 117, A BILL TO BE ENTITLED AN ACT TO GIVE PARENTS ACCESS TO CERTAIN INSTRUCTIONAL MATERIAL AND TO PROTECT STUDENTS' PRIVACY IN EXAMINATION, TESTING, OR TREATMENT, is referred to the Committee on Education.

By Representatives Barker, Barnes, Barnhill, Beard, Brawley, Buchanan, Cole, M. Hall, Hauser, Locks, Lutz, Privette, Rhodes, Robinson, Tallent, Tyndall, and C. Woodard:

H. B. 118, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA, is referred to the Committee on Mental Health.

By Representatives Anderson, Chapin, Miller, and E. Warren:

H. B. 119, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PARTIAL GASOLINE AND SPECIAL FUELS TAX EXEMPTION FOR ALCOHOL FUELS, is referred to the Committee on Finance.

By Representatives Jones and E. Warren:

H. B. 120, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF FARMVILLE TO SELL PROPERTY AT PRIVATE SALE, AND TO REPEAL OBSOLETE SECTIONS OF THE TOWN CHARTER, is referred to the Committee on Local Government No. 2.

By Representatives Miller and Tallent:

H. B. 121, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CHIROPRACTORS FROM COLLECTING FEES IN CONNECTION WITH FREE SERVICES, is referred to the Committee on Health.

By Representatives Mavretic and Jones:

H. B. 122, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN AND EXPAND NEWBORN METABOLIC SCREENING SERVICES, is referred to the Committee on Health.

By Representatives R. Warren, Allran, Barnhill, Brubaker, Buchanan, Chalk, Cole, Cromer, Decker, L. Etheridge, M. Hall, Ligon, Mothershead, Privette, Tallent, and Windley:

H. B. 123, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF PARENTS AND DAY-CARE PROVIDERS TO REGULATE DISCIPLINE IN DAY-CARE CENTERS AND PLANS, is referred to the Committee on Children and Youth.

On motion of Representative Watkins, the rules are suspended and the following is introduced and read the first time.

By Representatives Watkins and Buchanan:

H. B. 129, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT AND TO THE DEPARTMENT OF JUSTICE.

On motion of Representative Watkins, the rules are suspended and the bill is placed on today's Calendar.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 34, AN ACT TO REPEAL AN ACT PROVIDING THAT PAMLICO COUNTY MAY PROVIDE HOME HEALTH SERVICES OTHER THAN AS PROVIDED BY GENERAL LAW.

S. B. 16, AN ACT TO PROVIDE FOR ATTACHMENT OR GARNISHMENT AND LIEN FOR AMBULANCE SERVICE IN ALEXANDER COUNTY.

CALENDAR

Action is taken on the following:

H. B. 51, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED IN DETERMINING CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS.

On motion of Representative Lilley, consideration of the bill is postponed until February 26.

H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS.

Representative DeVane offers Amendment No. 2.

On motion of Representative Bob Etheridge, consideration of the bill and pending Amendment No. 2 is postponed until February 26.

H. J. R. 10, A JOINT RESOLUTION URGING CONGRESS AND THE PRESIDENT TO TAKE ACTION NECESSARY TO MODERATE THE GROWTH OF TEXTILE AND APPAREL IMPORTS, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H. B. 72, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE LEGISLATIVE REVIEW OF PROPOSALS TO LICENSE NEW OCCUPATIONS AND PROFESSIONS INCLUDES COMMISSIONS, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes it third reading and is orderd sent to the Senate.

H. B. 129, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT AND TO THE DEPARTMENT OF JUSTICE, passes its second reading, by electronic vote (104-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
February 25, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that pursuant to S. J. R. 4, a Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 12 o'clock noon on Thursday, February 28, 1985, in the Hall of the House, the President appoints as a committee on the part of the Senate to escort the Governor to the Joint Session: Senator Harrington, Chairman; Senators Royall, Redman, and Watt.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Under House Rules 8 and 11, Representative Ballance rises on a point of personal privilege and reads a poem commemorating Black History Week by Bobby Andrews, Jr., age 16, Littleton, North Carolina. The Speaker orders the poem entered into the Appendix of the Journal.

On motion of Representative Lilley, seconded by Representative Gist, the House adjourns to reconvene February 26 at 1:30 p.m.

SIXTEENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 26, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Michele R. Wellons, Associate Minister, Hayes Barton United Methodist Church.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Hurst, James, and Sizemore for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Barnes, Cromer, Evans, and Redwine:

H. B. 124, A BILL TO BE ENTITLED AN ACT TO MAKE DOMESTIC VIOLENCE REMEDIES APPLICABLE TO CHILDREN, is referred to the Committee on Judiciary No. 3.

By Representatives Colton, Cromer, Jones, Keesee-Forrester, Privette, and Stamey:

H. B. 125, A BILL TO BE ENTITLED AN ACT TO MANDATE STATE AND FEDERAL FINGERPRINT CHECKS OF DAY CARE EMPLOYEE AND PROVIDER CRIMINAL RECORDS, is referred to the Committee on Children and Youth.

By Representatives Decker and Windley:

H. B. 126, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE PAY EQUITY ADVISORY COMMITTEE, is referred to the Committee on Appropriations.

By Representative Jones:

H. B. 127, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO DISQUALIFY ELECTED OFFICIALS FOR LIBELOUS OR SLANDEROUS CAMPAIGN STATEMENTS, is referred to the Committee on Constitutional Amendments.

By Representatives Greenwood, Colton, N. J. Crawford, and Nesbitt:

H. B. 128, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REPLACE THE MAINTENANCE SHOP/WAREHOUSE BUILDING AT THE ASHEVILLE DISTRICT OFFICE OF THE FOREST SERVICE, is referred to the Committee on Appropriations.

CALENDAR

Action is taken on the following:

H. B. 51, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED IN DETERMINING CERTAIN TAXABLE INCOME AND TAX EXEMPTIONS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Noles, Nye, Owens, Payne, Privette, Pulley, Redwine, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: None.

Excused absences: Representatives Hurst, James, and Sizemore — 3.

H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS.

Representative DeVane calls the previous question on the passage of pending Amendment No. 2 and the call is sustained.

Amendment No. 2 is adopted by electronic vote (60-51).

On motion of Representative Owens, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 1 by electronic vote (102-6).

On motion of Representative Murphy, H. B. 121, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CHIROPRACTORS FROM COLLECTING FEES IN CONNECTION WITH FREE SERVICES, is withdrawn from the Committee on Health and is re-referred to the Committee on Judiciary No. 1.

On motion of Representative Lilley, seconded by Representative Diamont, the House adjourns to reconvene February 27 at 1:30 p.m.

SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 27, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Rodney G. Hamm, Pastor of Millbrook United Methodist Church.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Ballance, Hurst, and Kennedy for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 80, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DAVIE COUNTY BOARD OF EDUCATION TO DISPOSE OF CERTAIN PROPERTY BY PRIVATE SALE, with a favorable report.

H. B. 120, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF FARMVILLE TO SELL PROPERTY AT PRIVATE SALE, AND TO REPEAL OBSOLETE SECTIONS OF THE TOWN CHARTER, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Lancaster:

H. B. 130, A BILL TO BE ENTITLED AN ACT TO ALLOW MODIFICATION OF A CHILD CUSTODY OR SUPPORT ORDER IN A DIFFERENT COUNTY, is referred to the Committee on Judiciary No. 3.

By Representatives Bumgardner, Noles, Rhyne, and Windley:

H. B. 131, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A REGIONAL EMERGENCY SERVICES OCCUPATIONAL TRAINING CENTER AT GASTON COLLEGE, is referred to the Committee on Appropriations.

By Representative Noles:

H. B. 132, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ABSENTEE BALLOT APPLICATIONS MUST BE APPROVED BEFORE ABSENTEE BALLOTS MAY BE SENT, is referred to the Committee on Election Laws.

By Representatives Hasty, DeVane, Locks, and Stamey:

H. B. 133,A BILL TO BE ENTITLED AN ACT TO MODIFTY THE CERTIFICATE OF NEED LAW FOR LIFE CARE FACILITIES, is referred to the Committee on Judiciary No. 3.

By Representatives Hasty and Hudson:

H. B. 134, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE INDIVIDUAL AND CONSUMER FINANCE LENDERS TO CHARGE UP TO EIGHTEEN PERCENT INTEREST ON SMALL LOANS, is referred to the Committee on Banks and Thrift Institutions.

By Representative Bob Etheridge:

H. B. 135, A BILL TO BE ENTITLED AN ACT TO ALLOW MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO TRANSFER MEMBER CONTRIBUTIONS IN THE TEACHERS' AND STATE EMPLOYEES' AND LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEMS TO THE SUPPLEMENTAL RETIREMENT INCOME PLAN, is referred to the Committee on Pensions and Retirement.

By Representative Holt:

H. B. 136, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL NEW SCHOOL BUSES BE EQUIPPED WITH SEAT BELTS, is referred to the Committee on Judiciary No. 3.

By Representatives McAlister, Bowman, Holt, and McDowell:

H. B. 137, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN ROCKINGHAM COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives McAlister, Bowman, Holt, and McDowell:

H. B. 138, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF STONEVILLE TO UPGRADE ITS WATER SYSTEM, is referred to the Committee on Appropriations.

By Representatives Evans, Cochrane, Bruce Ethridge, Hudson, and Lilley:

H. B. 139, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROTECT THE WATERS OF THE STATE AGAINST POLLUTION FROM PACKAGE PLANTS, is referred to the Committee on Water and Air Resources.

By Representatives Evans, Bruce Ethridge, Hudson, and Lilley:

H. B. 140, A BILL TO BE ENTITLED AN ACT TO ESTABLISH EDUCATIONAL PROGRAMS FROM SUMS RECOVERED UNDER G. S. 143-215.6 (a), is referred to the Committee on Water and Air Resources.

By Representatives Evans, Barker, Diamont, Bruce Ethridge, Hudson, and Lilley:

H. J. R. 141, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE ITS STUDY OF THE ADEQUACY OF EXISTING WATER POLLUTION CONTROL PROGRAMS TO IMPROVE AND PROTECT WATER QUALITY IN THE STATE, is referred to the Committee on Rules and Operation of the House.

On motion of Representative Blue, the rules are suspended and the following is introduced and read the first time.

By Representatives Blue and Michaux:

H. B. 148, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SALES TAX ON FOOD, TO REIMBURSE CITIES AND COUNTIES FOR THE RESULTING LOSS OF LOCAL SALES TAX REVENUE, TO RAISE THE STATE SALES TAX BY ONE-HALF PERCENT, AND TO MAKE CONFORMING CHANGES IN THE LOCAL SALES TAX LAWS, is referred to the Committee on Finance.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 28, AN ACT TO CLARIFY THE PRIORITY OF CLAIMS IN DELINQUENCY PROCEEDINGS AGAINST INSURERS.

H. B. 89, AN ACT TO AUTHORIZE THE STUDY COMMISSION TO EXAMINE ALTERNATIVES FOR INCREASING PUBLIC AWARENESS OF THE IMPORTANCE OF ARGICULTURE, FORESTRY, AND SEAFOOD IN NORTH CAROLINA TO REPORT TO THE GENERAL ASSEMBLY BY APRIL 15, 1985.

On motion of Representative Lilley, seconded by Representative Anderson, the House adjourns to reconvene February 28 at 11:30 a.m.

EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 28, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Edwards.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Ballance for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Lilley:

H. B. 142, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET PROVISION ON CERTAIN SAFETY REQUIREMENTS CONCERNING A STOPPED SCHOOL BUS, is referred to the Committee on Highway Safety.

By Representative Miller:

H. B. 143, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN OSBCENITY STATUTES, is referred to the Committee on Judiciary No. 1.

By Representative Fletcher:

H. B. 144, A BILL TO BE ENTITLED AN ACT TO PROVIDE RETIREMENT BENEFITS TO PERMANENT PART-TIME EMPLOYEES IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representative Brinkley:

H. B. 145, A BILL TO BE ENTITLED AN ACT TO REPEAL LOCAL LEGISLATION PROHIBITING THE TAKING OF FEMALE DEER IN CERTAIN TOWNSHIPS OF MARTIN COUNTY, is referred to the Committee on Wildlife Resources.

By Representative Beall:

H. B. 146, A BILL TO BE ENTITLED AN ACT TO REDEFINE "UNDISCIPLINED JUVENILE" BY INCREASING THE AGE FROM SIXTEEN YEARS TO EIGHTEEN YEARS, is referred to the Committee on Judiciary No. 1.

By Representative C. Woodard:

H. B. 147, A BILL TO BE ENTITLED AN ACT TO LIFT THE SUNSET AND INCREASE THE FINES RELATING TO CHILD RESTRAINT DEVICES, is referred to the Committee on Highway Safety.

By Representative Blue:

H. B. 149, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATE AND LOCAL SALES TAXES ON ITEMS PURCHASED WITH FOOD STAMPS OR WITH A SUPPLEMENTAL FOODS INSTRUMENT, is referred to the Committee on Finance.

By Representative Redwine:

H. B. 150, A BILL TO BE ENTITLED AN ACT TO REGULATE THE FILING OF COPIES OF PLATS, ETC., IN BRUNSWICK COUNTY, is referred to the Committee on Local Government No. 1.

CALENDAR

Action is taken on the following:

H. B. 80, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DAVIE COUNTY BOARD OF EDUCATION TO DISPOSE OF CERTAIN PROPERTY BY PRIVATE SALE, passes its second reading and there being no objection is read a third time.

The bill passes it third reading and is ordered sent to the Senate.

H. B. 120, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF FRAMVILLE TO SELL PROPERTY AT PRIVATE SALE, AND TO REPEAL OBSOLETE SECTIONS OF THE TOWN CHARTER, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

The Speaker orders a message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

The Sergeant-at-Arms is recognized and he announces the approach of the members of the Council of State who are seated in a body for the Joint Session.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
February 28, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that pursuant to S. J. R. 4, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES G. MARTIN, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES AT 12 O'CLOCK NOON ON THURSDAY, FEBRUARY 28, 1985, the Senate

stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,
S/ SYLVIA M FINK
Principal Clerk

The Sergeant-at-Arms is recognized and he announces the approach of the members of the Governor's Cabinet who are seated in a body for the Joint Session.

The Sergeant-at-Arms is recognized and he announces the approach of the Chief Justice and the Associate Justices of the Supreme Court and the Judges of the Court of Appeals who are seated in a body for the Joint Session.

The Speaker extends the courtesies of the floor to Mrs. Dottie Martin, First Lady of the State, and Mrs. Sarah Jordan, wife of the Lt. Governor.

JOINT SESSION

Pursuant to resolution heretofore adopted and exchange of messages, the Sergeant-at-Arms of the House of Representatives announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body. The President of the Senate, the Honorable Robert B. Jordan, III, is seated to the right of the Speaker and is presented the gavel.

The Joint Session is called to order by the President.

The Sergeant-at-Arms of the House announces the approach of the Governor. His Excellency enters escorted by Senators Harrington, Royall, Redman, and Watt and Representatives Brawley, Spoon, Foster, and Easterling.

The President recognizes Senator Harrington who presents his Excellency James G. Martin, Governor of North Carolina, to the Joint Assembly.

(In accordance with S. J. R. 4, the full text of his address can be found in the Appendix.)

Upon completion of his address, the Governor, joined by the escort committee, leaves the Hall of the House.

On motion of Senator Barnes, the Joint Session is dissolved and the Senate returns to its Chamber.

The House resumes its business.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Anderson, the rules are suspended and the following is introduced and read the first time:

By Representatives Anderson, Barker, and Lilley:

H. B. 154, A BILL TO BE ENTITLED AN ACT TO ALLOW CRAVEN COUNTY TO CONVEY TO THE NEW BERN-CRAVEN COUNTY CHAMBER OF COMMERCE, INC., CERTAIN IMPROVEMENTS AT PRIVATE SALE, is referred to the Committee on Local Government No. 1.

On motion of Representative Lilley, seconded by Representative Greenwood, the House adjourns to reconvene February 29 at 10 a.m.

NINETEENTH DAY

HOUSE OF REPRESENTATIVES
Friday, March 1, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of February 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brannan and Tallent for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 154, A BILL TO BE ENTITLED AN ACT TO ALLOW CRAVEN COUNTY TO CONVEY TO THE NEW BERN-CRAVEN COUNTY CHAMBER OF COMMERCE, INC., CERTAIN IMPROVEMENTS AT PRIVATE SALE, with a favorable report.

On motion of Representative Anderson, the rules are suspended and the bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Wiser, Rhodes, and Wood:

H. B. 151, A BILL TO BE ENTITLED AN ACT TO TREAT ADOPTED AND NATURAL PERSONS ALIKE FOR PURPOSES OF GRANTS AND DEVISES, is referred to the Committee on Judiciary No. 3.

By Representatives Evans and James:

H. B. 152, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE TAKING OF GAME FROM CERTAIN PUBLIC ROADS AND HIGHWAYS IN CURRITUCK COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives Evans and James:

H. B. 153, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING ON THE LANDS OF ANOTHER IN TYRRELL COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives Evans, Hudson, Lilley, and Rhodes:

H. B. 155, A BILL TO BE ENTITLED AN ACT TO AMEND THE WELL CONSTRUCTION ACT, G. S. 87-83 *ET SEQ.*,TO PROVIDE FOR CIVIL PENALTIES AND CRIMINAL PENALTIES, is referred to the Committee on Judiciary No. 4.

By Representatives J. W. Crawford, Church, Noles, and Watkins:

H. B. 156, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCREASE IN THE COMPENSATION FOR MEMBERS OF SANITARY DISTRICT BOARDS, is referred to the Committee on Water and Air Resources.

By Representative Justus:

H. B. 157, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A COUNTY HEADQUARTERS BUILDING IN HENDERSON COUNTY FOR THE DIVISION OF FOREST RESOURCES, is referred to the Committee on Appropriations.

By Representatives Chapin, Barbee, Brinkley, Church, DeVane, Spoon, Tyndall, C. Woodard, and Wright:

H. B. 158, A BILL TO BE ENTITLED AN ACT TO REGULATE TERMS AND UNEXCUSED ABSENCES FROM MEETINGS OF TRUSTEES OF INSTITUTIONS OF THE COMMUNITY COLLEGE SYSTEM, is referred to the Committee on Higher Education.

By Representative Chapin:

H. B. 159, A BILL TO BE ENTITLED AN ACT TO INSURE THAT THE TAR-PAMLICO RIVER IS DESIGNATED THE PAMLICO RIVER IN THE ENTIRE COUNTY OF BEAUFORT, is referred to the Committee on Natural and Economic Resources.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 36, A BILL TO BE ENTITLED AN ACT TO REQUIRE DRAFT REGISTRATION OF CERTAIN MILITARY DEPENDENTS FOR SCHOLARSHIP AND IN-STATE TUITION PURPOSES, is read the first time and is referred to the Committee on Higher Education.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 25, AN ACT TO RECODIFY ARTICLE 7A OF CHAPTER 65 OF THE GENERAL STATUTES AS ARTICLE 13B OF CHAPTER 90.

CALENDAR

Action is taken on the following:

H. B. 154, A BILL TO BE ENTITLED AN ACT TO ALLOW CRAVEN COUNTY TO CONVEY TO THE NEW BERN-CRAVEN COUNTY CHAMBER OF COMMERCE, INC., CERTAIN IMPROVEMENTS AT PRIVATE SALE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Foster, the House adjourns to reconvene Monday, March 4 at 8 p.m.

TWENTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, March 4, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brannan, Diamont, and Gist for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Constitutional Admendments:

H. B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Clark:

H. B. 160, A BILL TO BE ENTITLED AN ACT REPEALING THE AUTHORITY OF ABC STORES TO SELL NATIVE UNFORTIFIED WINE, is referred to the Committee on Alcoholic Beverage Control.

By Representative Clark:

H. B. 161, A BILL TO BE ENTITLED AN ACT AUTHORIZING RETAIL BUSINESSES TO OBTAIN AN ABC PERMIT TO SELL UNFORTIFIED WINE FOR OFF-PREMISES CONSUMPTION, is referred to the Committee on Alcoholic Beverage Control.

By Representative Clark:

H. B. 162, A BILL TO BE ENTITLED AN ACT TO ALLOW A CORPORATION THAT HAS BEEN CONVICTED OF CERTAIN CRIMES OR HAD PERMITS REVOKED IN ANOTHER STATE TO QUALIFY FOR ABC PERMITS, is referred to the Committee on Alcoholic Beverage Control.

By Representative Clark:

H. B. 163, A BILL TO BE ENTITLED AN ACT REGARDING LIQUOR PRICES, is referred to the Committee on Alcoholic Beverage Control.

By Representative Clark:

H. B. 164, A BILL TO BE ENTITLED AN ACT TO REDEFINE UNFORTIFIED WINE IN THE ABC LAW, is referred to the Committee on Alcoholic Beverage Control.

By Representative Clark:

H. B. 165, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE ABC COMMISSION TO PRESCRIBE ADMINISTRATIVE PENALTIES FOR ALLOWING GAMBLING IN ABC ESTABLISHMENTS, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Lilley, Anderson, and Barker:

H. B. 166, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LENOIR COUNTY'S EASTERN REGIONAL JETPORT, is referred to the Committee on Appropriations.

By Representatives Ballance and Fitch:

H. B. 167, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR WVSP, is referred to the Committee on Appropriations.

By Representatives Keesee-Forrester and Rhodes:

H. J. R. 168, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY POTENTIAL ENVIRONMENTAL AND SAFETY HAZARDS PRODUCED BY WOOD STOVES, is referred to the Committee on Rules and Operation of the House.

By Representatives Rhodes, Buchanan, Hauser, Kennedy, and Noles:

H. B. 169, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ADDITIONAL PROCEDURE BY WHICH THE CITY OF WINSTON-SALEM MAY ACQUIRE PROPERTY FOR PUBLIC PURPOSES BY EMINENT DOMAIN, is referred to the Committee on Local Government No. 1.

By Representatives Miller and Payne:

H. B. 170, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL REMEDIES FOR VIOLATIONS OF THE OPEN MEETINGS LAW, is referred to the Committee on Judiciary No. 1.

By Representatives Holt, Bowman, Buchanan, McAlister, and McDowell:

H. B. 171, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN ADDITIONAL ASSISTANT DISTRICT ATTORNEY FOR DISTRICT 15A, is referred to the Committee on Courts and Administration of Justice.

By Representatives Duncan, Buchanan, Hauser, Kennedy, Noles and Rhodes:

H. B. 172, A BILL TO BE ENTITLED AN ACT RELATING TO THE FORSYTH COUNTY TOURISM DEVELOPMENT AUTHORITY, is referred to the Committee on Local Government No. 2.

On motion of Representative Lilley, seconded by Representative Quinn, the House adjourns in honor and memory of Glenn Morris, McDowell County, former member of the House of Representatives, to reconvene March 5 at 1:30 p.m.

TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 5, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Hurst for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 6, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REPORTING REQUIREMENTS FOR ESTATES OF LESS THAN ONE HUNDRED THOUSAND DOLLARS IN VALUE, with a favorable report.

H. B. 8, A BILL TO BE ENTITLED AN ACT TO ELIMINATE DOUBLE TAXATION OF INCOME IN RESPECT OF A DECEDENT, with a favorable report.

H. B. 119, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PARTIAL GASOLINE AND SPECIAL FUELS TAX EXEMPTION FOR ALCOHOL FUELS, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 109, A BILL TO BE ENTITLED AN ACT TO ALLOW AN OFFICER CHARGED WITH SERVING A SUMMARY EJECTMENT SUMMONS TO DETERMINE WHETHER TO TELEPHONE THE DEFENDANT BEFORE ATTEMPTING PERSONAL DELIVERY OF THE SUMMONS, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Buchanan, Hughes, Noles, Rhodes, and Robinson:

H. B. 173, A BILL TO BE ENTITLED AN ACT TO REDISTRICT THE BOARD OF COMMISSIONERS OF MITCHELL COUNTY, is referred to the Committee on Local Government No. 1.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 174, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WESTERN NORTH CAROLINA PUBLIC RADIO, INC., FOR PUBLIC RADIO STATION WCQS, is referred to the Committee on Appropriations.

On motion of Representative Owens, the rules are suspended and the following is introduced and read the first time.

By Representatives Owens and Lutz:

H. B. 179, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF COLUMBUS, is referred to the Committee on Local Government No. 1.

CALENDAR

Action is taken on the following:

H. B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES.

Representative Hackney offers Amendment No. 1.

Representative Hackney calls the previous question on the amendment and the call is sustained by electronic vote (113-5).

Amendment No. 1 is adopted by electronic vote (97-20).

The bill, as amended, passes its second reading by electronic vote (103-15). (Under Rule 20 (a) 4, the ayes and noes are recorded in the Journal.)

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 103.

Voting in the negative: Representatives Chalk, Dawkins, Decker, Diamont, L. Etheridge, Hege, Holt, McDowell, McLaughlin, Mothershead, Noles, Rhyne, R. Warren, Windley, and Wood — 15.

Excused absences: Representative Hurst.

There being no objection, the bill is read a third time.

The bill, as amended, passes its third reading by electronic vote (102-15). (Under Rule 20 (a) 4, the ayes and noes are recorded in the Journal.)

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy,

Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright —102.

Voting in the negative: Representatives Chalk, Dawkins, Decker, Diamont, L. Etheridge, Hege, Holt, McDowell, McLaughlin, Mothershead, Noles, Rhyne, R. Warren, Windley, and Wood — 15.

Excused absences: Representative Hurst.

The bill, as amended, is ordered engrossed and sent to the Senate.

On motion of Representative Lilley, seconded by Representative Hightower, the House adjourns to reconvene March 6 at 1:30 p.m.

TWENTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 6, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives A. Hall, Holmes, Hurst, Wood, and B. Woodard for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Fussell for the Committee on Highway Safety:

H. B. 81, A BILL TO BE ENTITLED AN ACT TO REENACT THE NORTH CAROLINA CHILD PASSENGER RESTRAINT LAW, with an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Fussell, the substitute bill is placed on the Calendar for March 12. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 156, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCREASE IN THE COMPENSATION FOR MEMBERS OF SANITARY DISTRICT BOARDS, with a favorable report.

By Representative Bumgardner for the Committee on Public Utililites:

H. B. 116, A BILL TO BE ENTITLED AN ACT TO EXEMPT MUNICIPALITIES THAT BUY ELECTRIC POWER FROM A FEDERAL AGENCY AND MAKE PAYMENTS IN LIEU OF TAXES FROM THE SALES TAX ON UTILITY SERVICES,

with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

By Representative Hightower for the Committee on State Government:

H. B. 41, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CENTRALIZED PAYROLL SYSTEM FOR PUBLIC SCHOOLS, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 179, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF COLUMBUS, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Brown, Buchanan, and Holmes:

H. B. 175, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE TOWN OF WILKESBORO, is referred to the Committee on Pensions and Retirement.

By Representatives Clark and Fitch:

H. B. 176, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE ABC STATUTES, is referred to the Committee on Alcoholic Beverage Control.

By Representative Murphy:

H. B. 177, A BILL TO BE ENTITLED AN ACT TO VALIDATE A CONVEYANCE OF THE TOWN OF GREENEVERS, is referred to the Committee on Local Government No. 1.

By Representative Bob Etheridge:

H. B. 178, A BILL TO BE ENTITLED AN ACT TO PERMIT PERSONS TO ENGAGE IN BUSINESS AS PAWNBROKERS IN UNINCORPORATED AREAS OF HARNETT COUNTY, is referred to the Committee on Local Government No. 1.

By Representatives Rhodes, Duncan, Esposito, Justus, Privette, Walker, and Windley:

H. B. 180, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A VICTIMS' AND WITNESSES' BILL OF RIGHTS, is referred to the Committee on Judiciary No. 3.

By Representative Miller:

H. B. 181, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE AGENCY FOR PUBLIC TELECOMMUNICATIONS TO CHARGE FEES FOR THEIR SERVICES, is referred to the Committee on Judiciary No. 1.

By Representatives Lancaster, Ballance, Blue, Edwards, Fitch, Jeralds, Kennedy, Locks, and Michaux:

H. B. 182, A BILL TO BE ENTITLED AN ACT TO PROVIDE A FAIR PROCEDURE IN PARTITION SALES, is referred to the Committee on Judiciary No. 3.

By Representatives Michaux, Ballance, Barnhill, Blue, Creecy, Edwards, L. Etheridge, Fitch, Gist, Hauser, Jeralds, Locks, and Richardson:

H. B. 183, A BILL TO BE ENTITLED AN ACT TO ABOLISH SECOND PRIMARIES, is referred to the Committee on Election Laws.

By Representatives Fussell, Holroyd, Sparrow, Stamey, and Wiser:

H. B. 184, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF RALEIGH TO PERFORM CERTAIN ACTIVITIES NOT CURRENTLY ALLOWED BY ITS CHARTER OR STATE STATUTE, is referred to the Committee on Local Government No. 2.

By Representatives Tyndall, Barnhill, Chapin, DeVane, Fletcher, Foster, Fussell, Nye, Sparrow, and Stamey:

H. B. 185, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO OBTAIN REFUNDS OF SALES AND USE TAXES, is referred to the Committee on Finance.

By Representatives Foster and Tyndall (co-sponsors); Representatives DeVane, Fletcher, Fussell, Murphy, and Nye:

H. B. 186, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STATE FUNDING OF VOCATIONAL EDUCATION UNDER THE FEDERAL VOCATIONAL EDUCATION ACT, is referred to the Committee on Appropriations.

By Representatives Lilley, Anderson, Barbee, Barker, Brannan, Brawley, Brown, Buchanan, Church, Cochrane, J. W. Crawford, DeVane, Duncan, Edwards, Enloe, Esposito, L. Etheridge, Gardner, M. Hall, Hudson, James, Jones, Justus, Lineberry, Lutz, McAlister, Mothershead, Nye, Privette, Redwine, Tyndall, Walker, E. Warren, R. Warren, Windley, B. Woodard, C. Woodard, and Wright:

H. B. 187, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CLASS A INHERITANCE TAX CREDIT, is referred to the Committee on Finance.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 154, AN ACT TO ALLOW CRAVEN COUNTY TO CONVEY TO THE NEW BERN–CRAVEN COUNTY CHAMBER OF COMMERCE, INC., CERTAIN IMPROVEMENTS AT PRIVATE SALE.

CALENDAR

Action is taken on the following:

H. B. 119, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PARTIAL GASOLINE AND SPECIAL FUELS TAX EXEMPTION FOR ALCOHOL FUELS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley,

Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, M. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Wiser, C. Woodard, and Wright — 99.

Voting in the negative: Representatives Hege, Noles, Pool, Privette, Rhyne, R. Warren, and Windley — 7.

Excused absences: Representatives A. Hall, Holmes, Hurst, Wood, and B. Woodard — 5.

H. B. 6, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REPORTING REQUIREMENTS FOR ESTATES OF LESS THAN ONE HUNDRED THOUSAND DOLLARS IN VALUE, passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 8, A BILL TO BE ENTITLED AN ACT TO ELIMINATE DOUBLE TAXATION OF INCOME IN RESPECT OF A DECEDENT, passes its second reading, by electronic vote (103-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 109, A BILL TO BE ENTITLED AN ACT TO ALLOW AN OFFICER CHARGED WITH SERVING A SUMMARY EJECTMENT SUMMONS TO DETERMINE WHETHER TO TELEPHONE THE DEFENDANT BEFORE ATTEMPTING PERSONAL DELIVERY OF THE SUMMONS, passes its second reading, by electronic vote (101-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Wicker, the House adjourns to reconvene March 7 at 1:30 p.m.

TWENTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, March 7, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bumgardner, Diamont, Hughes, Hunt, Locks, Mothershead, Murphy, Redwine, Spoon, and B. Woodard for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. R. 106, A HOUSE RESOLUTION ACKNOWLEDGING RECEIPT OF THE STATE BOARD OF EDUCATION'S REPORT ON A CAREER DEVELOPMENT PLAN FOR TEACHERS AND ADMINISTRATORS IN NORTH CAROLINA'S PUBLIC SCHOOLS AND URGING THE HOUSE COMMITTEE ON EDUCATION TO EVALUATE THIS REPORT, with an unfavorable report.

H. R. 107, A HOUSE RESOLUTION ACKNOWLEDGING RECEIPT OF THE STATE BOARD OF EDUCATION'S REPORT ON A BASIC EDUCATION PROGRAM FOR NORTH CAROLINA'S PUBLIC SCHOOLS AND URGING THE HOUSE COMMITTEE ON EDUCATION TO EVALUATE THIS REPORT, with an unfavorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 124, A BILL TO BE ENTITLED AN ACT TO MAKE DOMESTIC VIOLENCE REMEDIES APPLICABLE TO CHILDREN, with a favorable report, as amended.

By Representative Nye for the Committee on Wildlife Resources:

H. B. 137, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN ROCKINGHAM COUNTY, with a favorable report.

H. B. 145, A BILL TO BE ENTITLED AN ACT TO REPEAL LOCAL LEGISLATION PROHIBITING THE TAKING OF FEMALE DEER IN CERTAIN TOWNSHIPS OF MARTIN COUNTY, with a favorable report.

H. B. 152, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE TAKING OF GAME FROM CERTAIN PUBLIC ROADS AND HIGHWAYS IN CURRITUCK COUNTY, with a favorable report.

H. B. 153, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING ON THE LANDS OF ANOTHER IN TYRRELL COUNTY, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Jeralds, Edwards, and Redwine:

H. B. 188, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ANNUAL INCOME TAX EXCLUSION FOR FEDERAL CIVIL SERVICE AND MILITARY RETIREMENT PAY AND TO ESTABLISH A GRADUATED EXCLUSION FOR THIS PAY, is referred to the Committee on Finance.

By Representatives Buchanan, Bowman, Chalk, N. J. Crawford, Decker, Hauser, Jeralds, Justus, and Noles:

H. B. 189, A BILL TO BE ENTITLED AN ACT TO FOR SPECIAL REGISTRATION PLATES FOR DISABLED VETERANS WHO ARE NOT ONE HUNDRED PERCENT DISABLED, is referred to the Committee on Military and Veterans Affairs.

By Representatives Mavretic, J. W. Crawford, Redwine, E. Warren, C. Woodard, and Wright:

H. B. 190, A BILL TO BE ENTITLED AN ACT TO CONVERT THE CLASS A INHERITANCE TAX CREDIT INTO A GENERAL INHERITANCE TAX CREDIT THAT IS AVAILABLE FIRST TO CLASS A BENEFICIARIES AND THEN TO CLASS B AND C BENEFICIARIES, is referred to the Committee on Finance.

By Representative Hunt:

H. B. 191, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules and Operation of the House.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 192, A BILL TO BE ENTITLED AN ACT TO PROVIDE STAGGERED FOUR-YEAR TERMS ON THE ASHEVILLE CITY BOARD OF EDUCATION.

On motion of Representative Colton, the rules are suspended and the bill is placed on today's Calendar.

By Representatives Barnes and Evans:

H. B. 193, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES IN THE MEMBERSHIP OF THE JUVENILE LAW STUDY COMMISSION, is referred to the Committee on Judiciary No. 3.

By Representatives Holt, Buchanan, Keesee-Forrester, Noles, and Wiser:

H. B. 194, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CERTIFICATION OF ADULT DAY CARE PROGRAMS, is referred to the Committee on Aging.

By Representatives Hackney, Colton, Bruce Ethridge, Evans, Fussell, Holt, and Payne:

H. B. 195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SALE OF CLEAN DETERGENTS IN NORTH CAROLINA, is referred to the Committee on Water and Air Resources.

By Representatives Hackney, Barnes, Colton, Diamont, Bruce Ethridge, Payne, and Pulley:

H. B. 196, A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY FLEXIBILITY IN THE SETTING OF WATER QUALITY, HAZARDOUS WASTE AND AIR QUALITY STANDARDS, is referred to the Committee on Water and Air Resources.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 42, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COORDINATORS TO COMPLETE LIMITED DRIVING PRIVILEGE FORMS FOR INDIGENTS, is read the first time and is referred to the Committee on Judiciary No. 2.

S. J. R. 64, A JOINT RESOLUTION DESIGNATING THE WEEK OF MARCH 10 THROUGH 16 AS "EMPLOY THE OLDER WORKER WEEK" AND TO HONOR THE MEMORY OF PEOPLE THROUGHOUT HISTORY WHO ACCOMPLISHED GREAT THINGS LATE IN LIFE, is read the first time.

On motion of Representative C. Woodard, the rules are suspended, and the resolution is placed on the Calendar.

CALENDAR

Action is taken on the following:

H. B. 179, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF COLUMBUS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Richardson, Robinson, Sizemore, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, C. Woodard, and Wright — 101.

Voting in the negative: None.

Excused absences: Representatives Bumgardner, Diamont, Hughes, Hunt, Locks, Mothershead, Murphy, Redwine, Spoon, and B. Woodard — 10.

H. B. 192, A BILL TO BE ENTITLED AN ACT TO PROVIDE STAGGERED FOUR-YEAR TERMS ON THE ASHEVILLE CITY BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 119, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PARTIAL GASOLINE AND SPECIAL FUELS TAX EXEMPTION FOR ALCOHOL FUELS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Nye, Owens, Privette, Pulley, Quinn, Rhodes, Richardson, Robinson, Sizemore, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Wiser, C. Woodard, and Wright — 93.

Voting in the negative: Representatives Noles, Pool, R. Warren, and Windley — 4.

Excused absences: Representatives Bumgardner, Diamont, Hughes, Hunt, Locks, Mothershead, Murphy, Redwine, Spoon, and B. Woodard — 10.

H. B. 156, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCREASE IN THE COMPENSATION FOR MEMBERS OF SANITARY DISTRICT BOARDS, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. J. R. 64, A JOINT RESOLUTION DESIGNATING THE WEEK OF MARCH 10 THROUGH 16 AS "EMPLOY THE OLDER WORKER WEEK" AND TO HONOR THE MEMORY OF PEOPLE THROUGHOUT HISTORY WHO ACCOMPLISHED GREAT THINGS LATE IN LIFE, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

On motion of Representative Lilley, seconded by Representative Fitch, the House adjourns to reconvene March 8 at 10 a.m.

TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, March 8, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Bumgardner, J. W. Crawford, Diamont, Edwards, Hasty, Hughes, Hunt, Locks, Mothershead, Murphy, Pool, Redwine, Robinson, Sparrow, and B. Woodard for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Jeralds, Redwine, and C. Woodard:

H. B. 197, A BILL TO BE ENTITLED AN ACT RELATING TO STATE CONTRIBUTIONS TO COUNTY VETERANS SERVICE PROGRAMS, is referred to the Committee on Military and Veterans' Affairs.

By Representatives Beall, Fletcher, and Mavretic:

H. B. 198, A BILL TO BE ENTITLED AN ACT TO PROVIDE HEALTH BENEFITS TO PERMANENT PART-TIME EMPLOYEES UNDER THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, is referred to the Committee on Appropriations.

By Representative Bumgardner:

H. B. 199, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE MCCORMICK AVENUE GROUP HOME, is referred to the Committee on Appropriations.

By Representative Craven:

H. B. 200, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN CERTAIN TOWNSHIPS OF MOORE COUNTY, is referred to the Committee on Wildlife Resources.

By Representative Craven:

H. B. 201, A BILL TO BE ENTITLED AN ACT TO REGULATE THE SHINING OF LIGHTS IN DEER AREAS IN MOORE COUNTY, is referred to the Committee on Wildlife Resources.

By Representative Cole:

H. B. 202, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN CERTAIN CIRCUMSTANCES VACANCIES IN THE BOARD OF EDUCATION OF WATAUGA COUNTY BE FILLED ONLY UNTIL THE NEXT GENERAL ELECTION, is referred to the Committee on Local Government No. 2.

By Representatives Nye and Pool:

H. B. 203, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CLARKTON, is referred to the Committee on Local Government No. 1.

By Representatives Hauser, Ballance, Barnhill, Blue, Esposito, Bruce Ethridge, Fitch, Huffman, Keesee-Forrester, Kennedy, Michaux, Payne, Richardson, and Walker:

H. B. 204, A BILL TO BE ENTITLED AN ACT TO PROVIDE BETTER NOTICE TO PERSONS WHOSE VOTER REGISTRATION IS BEING PURGED FOR FAILURE TO VOTE, is referred to the Committee on Election Laws.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 27, A BILL TO BE ENTITLED AN ACT TO PROVIDE PENALTIES FOR REMOVAL OF "SEPARATE" PROPERTY DURING SEPARATION WHEN AN EQUITABLE DISTRIBUTION WILL BE OR IS REQUESTED, is returned for concurrence in Senate amendment and is placed on the Calendar for March 11.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Bob Etheridge, the rules are suspended and the following is introduced and read the first time.

By Representative Bob Etheridge:

H. B. 208, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HARNETT COUNTY TO DISPOSE OF PROPERTY BY PRIVATE SALE IN CONNECTION WITH A LEASE-PURCHASE ARRANGEMENT FOR CONSTRUCTION OF A LAW ENFORCEMENT CENTER.

On motion of Representative Bob Etheridge, the rules are suspended and the bill is placed on today's Calendar.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 79, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF KENLY AND TO REPEAL PRIOR LOCAL ACTS.

H. B. 129, AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT AND TO THE DEPARTMENT OF JUSTICE.

S. J. R. 64, A JOINT RESOLUTION DESIGNATING THE WEEK OF MARCH 10 THROUGH 16 AS "EMPLOY THE OLDER WORKER WEEK" AND TO HONOR THE MEMORY OF PEOPLE THROUGHOUT HISTORY WHO ACCOMPLISHED GREAT THINGS LATE IN LIFE.

CALENDAR

Action is taken on the following:

H. B. 179, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF COLUMBUS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barker, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Nye, Owens, Payne, Privette, Quinn, Rhodes, Richardson, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, and C. Woodard — 89.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Bumgardner, J. W. Crawford, Diamont, Edwards, Hasty, Hughes, Hunt, Locks, Mothershead, Murphy, Pool, Redwine, Robinson, Sparrow, and B. Woodard — 16.

H. B. 137, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN ROCKINGHAM COUNTY, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 145, A BILL TO BE ENTITLED AN ACT TO REPEAL LOCAL LEGISLATION PROHIBITING THE TAKING OF FEMALE DEER IN CERTAIN TOWNSHIPS OF MARTIN COUNTY, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 152, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE TAKING OF GAME FROM CERTAIN PUBLIC ROADS AND HIGHWAYS IN CURRITUCK COUNTY, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading, and is ordered sent to the Senate.

H. B. 153, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING ON THE LANDS OF ANOTHER IN TYRRELL COUNTY, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 208, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HARNETT COUNTY TO DISPOSE OF PROPERTY BY PRIVATE SALE IN CONNECTION WITH A LEASE-PURCHASE ARRANGEMENT FOR CONSTRUCTION OF A LAW ENFORCEMENT CENTER, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 124, A BILL TO BE ENTITLED AN ACT TO MAKE DOMESTIC VIOLENCE REMEDIES APPLICABLE TO CHILDREN.

On motion of Representative Barnes, Committee Amendment No. 1 is adopted.

Representative Barnes calls the previous question on the passage of the bill, and the call is sustained by electronic vote (81-12).

The bill, as amended, passes its second reading by electronic vote (82-12).

Representative Brawley objects to the third reading. The bill remains on the Calendar.

On motion of Representative Lilley, seconded by Representative Easterling, the House adjourns to reconvene Monday, March 11 at 8:00 p.m.

TWENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 11, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Locks.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Diamont for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Clark for the Committee on Alcoholic Beverage Control:

H. B. 32, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ALCOHOLIC BEVERAGE TAX STATUTES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Wiser and Mavretic:

H. B. 205, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF STATE TREASURER FOR ADMINISTRATION OF THE SUPPLEMENTAL RETIREMENT INCOME PLAN OF NORTH CAROLINA, is referred to the Committee on Pensions and Retirement.

By Representative Hightower:

H. B. 206, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FEE RATE FOR ADMINISTRATION OF ESTATES AND TO SET A MAXIMUM CUMULATIVE FEE, is referred to the Committee on Finance.

By Representative Noles:

H. B. 207, A BILL TO BE ENTITLED AN ACT TO CHANGE, SUBJECT TO A REFERENDUM, THE MANNER OF THE ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN ELECTION AND RUNOFF, AND TO PROVIDE FOR ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT, is referred to the Committee on Elections Laws.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 209, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW CREATING THE "CITY-COUNTY RADIO AND IDENTIFICATION BUREAU COMMISSION" IN BUNCOMBE COUNTY, is referred to the Committee on Local Government No. 2.

By Representatives C. Woodard, DeVane, Jones, Lancaster, Tyndall, Tyson, and E. Warren:

H. B. 210, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE "DIAL-A-TEACHER PROGRAM", is referred to the Committee on Appropriations.

By Representatives James and Evans:

H. B. 211, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE OLD CAMDEN COUNTY JAIL, is referred to the Committee on Appropriations.

By Representatives James and Evans:

H. B. 212, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN ASSISTANT COUNTY RANGER IN CURRITUCK COUNTY, is referred to the Committee on Appropriations.

By Representatives James and Evans:

H. B. 213, A BILL TO BE ENTITLED AN ACT TO EMPOWER CHOWAN HOSPITAL TO USE ATTACHMENT AND GARNISHMENT PROCEDURES FOR COLLECTING UNPAID BILLS, is referred to the Committee on Local Government No. 2.

By Representatives James and Evans:

H. B. 214, A BILL TO BE ENTITLED AN ACT TO EMPOWER WASHINGTON COUNTY HOSPITAL TO USE ATTACHMENT AND GARNISHMENT PROCEDURES FOR COLLECTING UNPAID BILLS, is referred to the Committee on Local Government No. 2.

By Representatives James and Evans:

H. B. 215, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CURRITUCK COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN CURRITUCK COUNTY, is referred to the Committee on Local Government No. 2.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 43, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXPENDITURE OF PRIVATE GIFTS FOR A NEW DORMITORY AND INFIRMARY AT THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, is read the first time and is referred to the Committee on Appropriations.

CALENDAR

Action is taken on the following:

H. B. 27, A BILL TO BE ENTITLED AN ACT TO PROVIDE PENALTIES FOR REMOVAL OF "SEPARATE" PROPERTY DURING SEPARATION WHEN AN EQUITABLE DISTRIBUTION WILL BE OR IS REQUESTED.

On motion of Representative Hackney, consideration of the bill is postponed until March 26.

H. B. 124, A BILL TO BE ENTITLED AN ACT TO MAKE DOMESTIC VIOLENCE REMEDIES APPLICABLE TO CHILDREN.

Representative Brawley offers Amendment No. 2.

On motion of Representative Watkins, seconded by Representative Clark, Amendment No. 2 is tabled by electronic vote (75-40).

Representative R. Warren offers Amendment No. 3.

On motion of Representative Bob Etheridge, seconded by Representative Anderson, Amendment No. 3 is tabled by electronic vote (78-37).

Representative Barnes calls the previous question on the passage of the bill and the call is sustained by electronic vote (78-36).

The bill, as amended, passes its third reading, by electronic vote (84-31), and is ordered engrossed and sent to the Senate.

On motion of Representative Lilley, seconded by Representative Hauser, the House adjourns to reconvene March 12 at 1:30 p.m.

TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 12, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Lilley.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Richardson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 116, A BILL TO BE ENTITLED AN ACT TO EXEMPT MUNICIPALITIES THAT BUY ELECTRIC POWER FROM A FEDERAL AGENCY AND MAKE PAYMENTS IN LIEU OF TAXES FROM THE SALES TAX ON UTILITY SERVICES, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1.

H. B. 150, A BILL TO BE ENTITLED AN ACT TO REGULATE THE FILING OF COPIES OF PLATS, ETC., IN BRUNSWICK COUNTY, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Evans:

H. B. 216, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 12 OF CHAPTER 54B RELATING TO DEPOSIT GUARANTY ASSOCIATIONS, is referred to the Committee on Banks and Thrift Institutions.

By Representatives Sparrow, Blue, Fussell, Holroyd, Stamey, and Wiser:

H. B. 217, A BILL TO BE ENTITLED AN ACT TO AMEND THE RALEIGH CITY CHARTER CONCERNING ZONING, is referred to the Committee on Local Government No. 2.

By Representatives E. Warren and Jones:

H. B. 218, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE GREENE COUNTY ADULT DEVELOPMENTAL ACTIVITY PROGRAM, is referred to the Committee on Appropriations.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 208, AN ACT TO AUTHORIZE HARNETT COUNTY TO DISPOSE OF PROPERTY BY PRIVATE SALE IN CONNECTION WITH A LEASE-PURCHASE ARRANGEMENT FOR CONSTRUCTION OF A LAW ENFORCEMENT CENTER.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 81, A BILL TO BE ENTITLED AN ACT TO REENACT THE NORTH CAROLINA CHILD PASSENGER RESTRAINT LAW.

Representative Miller offers Amendment No. 1 which is adopted.

Representative Fussell calls the previous question on the passage of the bill and the call is sustained by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

On motion of Representative Lilley, seconded by Representative Church, the House adjourns to reconvene March 13 at 1:30 p.m.

TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 13, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Locks and Richardson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. R. 5, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE 1985 SESSION OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, with an unfavorable report as to resolution, favorable as to committee substitute resolution.

On motion of Representative Lilley, the rules are suspended and the substitute resolution is placed on the Calendar for March 14. The original resolution is placed on the Unfavorable Calendar.

H. J. R. 141, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE ITS STUDY OF THE ADEQUACY OF

EXISTING WATER POLLUTION CONTROL PROGRAMS TO IMPROVE AND PROTECT WATER QUALITY IN THE STATE, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. B. 191, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, with a favorable report.

By Representative Fussell for the Committee on Highway Safety:

H. B. 76, A BILL TO BE ENTITLED AN ACT TO REQUIRE VEHICLE HEADLIGHTS TO BE ILLUMINATED FROM SUNSET TO SUNRISE, with a favorable report.

By Representative Stamey for the Committee on State Personnel:

H. B. 78, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WITHHOLDING OF STATE EMPLOYEES' WAGES TO SATISFY DEBTS TO THE STATE, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 203, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CLARKTON, with a favorable report.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 172, A BILL TO BE ENTITLED AN ACT RELATING TO THE FORSYTH COUNTY TOURISM DEVELOPMENT AUTHORITY, with a favorable report.

H. B. 184, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF RALEIGH TO PERFORM CERTAIN ACTIVITIES NOT CURRENTLY ALLOWED BY ITS CHARTER OR STATE STATUTE, with a favorable report.

H. B. 202, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN CERTAIN CIRCUMSTANCES VACANCIES IN THE BOARD OF EDUCATION OF WATAUGA COUNTY BE FILLED ONLY UNTIL THE NEXT GENERAL ELECTION, with a favorable report, as amended.

H. B. 209, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW CREATING THE "CITY-COUNTY RADIO AND IDENTIFICATION BUREAU COMMISSION" IN BUNCOMBE COUNTY, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Lineberry and Wood:

H. B. 219, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COMPLETION OF THE TRANSPORTATION/ELECTRONICS COMPLEX AT GUILFORD TECHNICAL COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 57, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TREATMENT OF UNSPECIFIED SENTENCES THAT ARE REQUIRED BY STATUTE TO RUN

CONSECUTIVELY WITH ANY OTHER SENTENCE, is read the first time and is referred to the Committee on Judiciary No. 3.

CALENDAR

Action is taken on the following:

H. B. 150, A BILL TO BE ENTITLED AN ACT TO REGULATE THE FILING OF COPIES OF PLATS, ETC., IN BRUNSWICK COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate:

H. B. 116, A BILL TO BE ENTITLED AN ACT TO EXEMPT MUNICIPALITIES THAT BUY ELECTRIC POWER FROM A FEDERAL AGENCY AND MAKE PAYMENTS IN LIEU OF TAXES FROM THE SALES TAX ON UTILITY SERVICES, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Bumgardner, the House adjourns to reconvene March 14 at 1:30 p.m.

TWENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, March 14, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Cliff Shoals, Mt. Olive United Methodist Church, Manteo, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Edwards, Richardson, and Stamey for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 140, A BILL TO BE ENTITLED AN ACT TO ESTABLISH EDUCATIONAL PROGRAMS FROM SUMS RECOVERED UNDER G. S. 143-215.6 (a), with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 193, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES IN THE MEMBERSHIP OF THE JUVENILE LAW STUDY COMMISSION, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Buchanan, Hughes, and Robinson:

H. B. 220, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA RHODODENDRON FESTIVAL IN MITCHELL COUNTY, is referred to the Committee on Appropriations.

By Representative Redwine:

H. B. 221, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CHARTER OF THE TOWN OF SHADY FOREST, is referred to the Committee on Local Government No. 1.

By Representatives Watkins, Anderson, Church, Bob Etheridge, Fletcher, Gardner, Hudson, Hughes, Hunter, Jeralds, Jones, Lineberry, Lutz, Mothershead, Privette, Quinn, Robinson, E. Warren, B. Woodard, and Wright:

H. B. 222, A BILL TO BE ENTITLED AN ACT TO REPEAL THE INHERITANCE TAX, AND TO REDEFINE THE ESTATE TAX, is referred to the Committee on Finance.

By Representative Wicker:

H. B. 223, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WATER WELL AND PUMP CONTRACTORS' LICENSING BOARD, is referred to the Committee on State Government.

By Representatives Sparrow, Blue, Fussell, Holroyd, Stamey, and Wiser:

H. B. 224, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY CONCERNING ZONING REGULATIONS, is referred to the Committee on Local Government No. 2.

By Representative Wright:

H. B. 225, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION IN G. S. 32A-1, is referred to the Committee on Judiciary No. 2.

By Representative Wright:

H. B. 226, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN CONVEYANCES WHERE SEALS WERE OMITTED, is referred to the Committee on Judiciary No. 2.

By Representative Wright:

H. B. 227, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN ACTS OF NOTARIES, is referred to the Committee on Judiciary No. 2.

By Representatives Barnes, Hackney, and Wiser:

H. B. 228, A BILL TO BE ENTITLED AN ACT TO ASSURE THAT ALL FULL-TIME, PERMANENT STATE EMPLOYEES ARE PAID AN ANNUAL SALARY HIGHER THAN THE FEDERALLY ESTABLISHED POVERTY LEVEL FOR A FAMILY OF FOUR, is referred to the Committee on Appropriations.

By Representatives Barnes, Hackney, and Wiser:

H. B. 229, A BILL TO BE ENTITLED AN ACT TO RAISE THE STATE ALLOTMENT FOR PUBLIC SCHOOL OFFICE PERSONNEL TO THE AVERAGE AMOUNT ACTUALLY PAID TO OFFICE PERSONNEL IN THE AGENCIES AND INSTITUTIONS OF THE UNIVERSITY AND COMMUNITY COLLEGE SYSTEMS, is referred to the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the following is introduced and read the first time.

By Representative Watkins:

H. B. 230, A BILL TO BE ENTITLED AN ACT TO EXEMPT TEMPORARILY THE GENERAL ASSEMBLY FROM STATE PURCHASE AND CONTRACT PROCEDURES FOR THE PURPOSE OF ACQUIRING COMPUTER EQUIPMENT, SUPPLIES, AND SERVICES.

On motion of Representative Watkins, the rules are suspended and the bill is placed on today's Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 18, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CENTER FOR MISSING CHILDREN, is read the first time and is referred to the Committee on Children and Youth.

CALENDAR

Action is taken on the following:

Committee Substitute for H. R. 5, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE 1985 SESSION OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES.

Representative Lilley offers Amendment No. 1 which is adopted.

On motion of Representative Hunt, the committee substitute resolution, as amended, is adopted, by electronic vote (103-1), and is ordered engrossed and printed. (This resolution in its entirety may be found in the Appendix.)

H. B. 203, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CLARKTON, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 172, A BILL TO BE ENTITLED AN ACT RELATING TO THE FORSYTH COUNTY TOURISM DEVELOPMENT AUTHORITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 184, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF RALEIGH TO PERFORM CERTAIN ACTIVITIES NOT CURRENTLY ALLOWED BY ITS CHARTER OR STATE STATUTE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 202, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN CERTAIN CIRCUMSTANCES VACANCIES IN THE BOARD OF EDUCATION OF WATAUGA COUNTY BE FILLED ONLY UNTIL THE NEXT GENERAL ELECTION.

On motion of Representative Cole, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 209, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW CREATING THE "CITY-COUNTY RADIO AND IDENTIFICATION BUREAU COMMISSION" IN BUNCOMBE COUNTY.

On motion of Representative Colton, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 191, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 76, A BILL TO BE ENTITLED AN ACT TO REQUIRE VEHICLE HEADLIGHTS TO BE ILLUMINATED FROM SUNSET TO SUNRISE, passes its second reading, by electronic vote (79-27), and there being no objection is read a third time.

A division having been called, the bill passes its third reading, by electronic vote (74-31), and is ordered sent to the Senate.

H. B. 78, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WITHHOLDING OF STATE EMPLOYEES' WAGES TO SATISFY DEBTS TO THE STATE.

On motion of Representative Locks, the bill is withdrawn from the Calendar and is re-referred to the Committee on Judiciary No. 4.

H. B. 230, A BILL TO BE ENTITLED AN ACT TO EXEMPT TEMPORARILY THE GENERAL ASSEMBLY FROM STATE PURCHASE AND CONTRACT PROCEDURES FOR THE PURPOSE OF ACQUIRING COMPUTER EQUIPMENT, SUPPLIES, AND SERVICES, passes its second reading, by electronic vote (100-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 59, AN ACT TO ABOLISH THE OFFICE OF CONSTABLE IN THE TOWN OF DUBLIN AND BRING THE TOWN UNDER THE GENERAL LAW RELATING TO APPOINTMENT OF POLICE.

H. B. 80, AN ACT TO ALLOW THE DAVIE COUNTY BOARD OF EDUCATION TO DISPOSE OF CERTAIN PROPERTY BY PRIVATE SALE.

H. B. 120, AN ACT TO ALLOW THE TOWN OF FARMVILLE TO SELL PROPERTY AT PRIVATE SALE, AND TO REPEAL OBSOLETE SECTIONS OF THE TOWN CHARTER.

H. B. 192, AN ACT TO PROVIDE STAGGERED FOUR-YEAR TERMS ON THE ASHEVILLE CITY BOARD OF EDUCATION.

On motion of Representative Lilley, seconded by Representative Ballance, the House adjourns to reconvene March 15 at 10:00 a.m.

TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, March 15, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Dr. Joseph B. Bethea, Administrative Assistant to Bishop of North Carolina Conference, United Methodist Church.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Brubaker, Colton, Edwards, Evans, Fletcher, Holt, Richardson, Stamey, and Wright for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative McDowell for the Committee on Natural and Economic Resources:

H. B. 159, A BILL TO BE ENTITLED AN ACT TO INSURE THAT THE TAR-PAMLICO RIVER IS DESIGNATED THE PAMLICO RIVER IN THE ENTIRE COUNTY OF BEAUFORT, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for March 19. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives DeVane, Hasty, and Locks:

H. B. 231, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN HOKE COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives Rhodes, Barnhill, Buchanan, Fitch, Gist, Hauser, Noles, and Stamey:

H. B. 232, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATE LOTTERY AFTER A BINDING REFERENDUM, is referred to the Committee on Judiciary No. 2.

By Representative Creecy:

H. B. 233, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF GARYSBURG, is referred to the Committee on Local Government No. 2.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 91, A BILL TO BE ENTITLED AN ACT TO RESTORE THE AUTHORITY OF ONSLOW COUNTY TO REGULATE SUBDIVISION OF LAND INTO PARCELS BETWEEN ONE AND TEN ACRES, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 92, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN ROWAN COUNTY, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 94, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MONROE CITY BOARD OF EDUCATION TO PAY ITS TEN-MONTH EMPLOYEES ON OR BEFORE THE SIXTEENTH OF EACH MONTH, is read the first time and is referred to the Committee on Local Government No. 1.

CALENDAR

Action is taken on the following:

H. B. 193, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES IN THE MEMBERSHIP OF THE JUVENILE LAW STUDY COMMISSION.

On motion of Representative Barnes, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (86-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

On motion of Representative Lilley, seconded by Representative Fussell, the House adjourns to reconvene Monday, March 18 at 8:00 p.m.

THIRTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, March 18, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Gist and Robinson for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Pulley:

H. B. 234, A BILL TO BE ENTITLED AN ACT TO CLARIFY INTEREST RELATING TO JUDGMENTS AND PROVIDE FOR INTEREST ON NONCONTRACT JUDGMENTS REGARDLESS OF INSURANCE COVERAGE, is referred to the Committee on Judiciary No. 4.

By Representatives Quinn and Hudson:

H. B. 235, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CABARRUS COUNTY BOARD OF EDUCATION SHALL BE ELECTED AT THE TIME OF THE PRIMARY, is referred to the Committee on Election Laws.

By Representatives Wright, Barbee, Barker, Boyd, Brannan, Buchanan, Bumgardner, Chalk, Chapin, Church, Craven, Decker, Duncan, Enloe, L. Etheridge, Hasty, Holmes, Hudson, Huffman, Hughes, James, Justus, Ligon, Lilley, Lineberry, McAlister, Mavretic, Mothershead, Pool, Privette, Quinn, Robinson, Sizemore, Tyson, Walker, R. Warren, Windley, B. Woodard, and C. Woodard:

H. B. 236, A BILL TO BE ENTITLED AN ACT TO REPEAL SECTION 146 OF CHAPTER 1034 OF THE 1983 SESSION (REGULAR SESSION, 1984) RELATING TO THE COMPARABLE WORTH STUDY, is referred to the Committee on Judiciary No. 2.

By Representative Lancaster:

H. B. 237, A BILL TO BE ENTITLED AN ACT TO EXEMPT FOR-HIRE PASSENGER VEHICLES OF GREATER THAN TWENTY-PASSENGER CAPACITY FROM THE MARKING REQUIREMENT, is referred to the Committee on Judiciary No. 3.

By Representative Lancaster:

H. B. 238, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SEPERATION AGREEMENTS AND CERTAIN COURT ORDERS SHALL BE REVIVED AFTER ATTEMPTED RECONCILIATION, is referred to the Committee on Judiciary No. 3.

By Representative Chapin:

H. B. 239, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN NONSTUDENTS TO RIDE ON SCHOOL BUSES IN HYDE COUNTY, is referred to the Committee on Local Government No. 2.

By Representatives McAlister, Anderson, Barnhill, Beall, Bowman, Brinkley, Bumgardner, Chapin, Church, Clark, Colton, N. J. Crawford, Dawkins, DeVane, Enloe, Bruce Ethridge, Foster, Gist, Greenwood, A. Hall, Hasty, Holt, Hudson, Hunter, Jeralds, Jones, Lancaster, Lilley, Lineberry, Locks, Lutz, Nye, Redwine, Sparrow, Tyndall, Tyson, E. Warren, Wiser, B. Woodard, and C. Woodard:

H. B. 240, A BILL TO BE ENTITLED AN ACT CREATING A COMMITTEE FOR A COMPREHENSIVE STUDY OF THE PROPERTY TAX SYSTEM IN NORTH CAROLINA, is referred to the Committee on Rules and Operation of the House.

By Representatives Hudson and Quinn:

H. B. 241, A BILL TO BE ENTITLED AN ACT TO APPROVE THE PRIVATE SALE OF REAL PROPERTY BY THE ALBEMARLE CITY SCHOOL ADMINISTRATIVE UNIT, is referred to the Committee on Local Government No. 1.

By Representatives Beall, Anderson, Blue, Bowman, Buchanan, N. J. Crawford, Diamont, Easterling, Enloe, Fitch, Fletcher, Foster, Gist, Greenwood, Hauser, Jeralds, Jones, Keesee-Forrester, Locks, McAlister, Nesbitt, and Tyndall:

H. B. 242, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INCREASED MINIMUM WAGE IF THE FEDERAL MINIMUM WAGE INCREASES, is referred to the Committee on Manufacturers and Labor.

By Representatives Anderson:

H. B. 243, A BILL TO BE ENTITLED AN ACT TO PROVIDE STATE APPROPRIATIONS FOR MAINTENANCE PERSONNEL EMPLOYED IN THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Hunter and Mavretic:

H. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS IN LEGISLATIVE RETIREMENT AND HEALTH BENEFITS, is referred to the Committee on Pensions and Retirement.

By Representatives Clark and Hackney:

H. B. 245, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRICT LIABILITY FOR DAMAGES RESULTING FROM HAZARDOUS WASTE IN NORTH CAROLINA, is referred to the Committee on Natural and Economic Resources.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 84, A BILL TO BE ENTITLED AN ACT TO EXTEND AND RESTRUCTURE THE MENTAL HEALTH STUDY COMMISSION, is read the first time and is referred to the Committee on Rules and Operation of the House.

On motion of Representative Lilley, seconded by Representative Quinn, the House adjourns to reconvene March 19 at 1:30 p.m.

THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 19, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Foster.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Gist, Justus, Redwine, Robinson, and Wicker for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 14, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SCOPE OF THE INHERITANCE TAX EXEMPTION FOR PROPERTY PASSING TO A CHARITABLE, RELIGIOUS, OR EDUCATIONAL ORGANIZATION OR FOR A CHARITABLE, RELIGIOUS, OR EDUCATIONAL PURPOSE, with a favorable report.

H. B. 15, A BILL TO BE ENTITLED AN ACT TO EXTEND THE INCOME TAX EXCLUSION FOR CERTAIN EMPLOYEE DEATH BENEFITS TO SIMILAR DEATH BENEFITS OF SELF-EMPLOYED INDIVIDUALS, with a favorable report.

H. B. 32, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ALCOHOLIC BEVERAGE TAX STATUTES, with a favorable report.

H. B. 57, A BILL TO BE ENTITLED AN ACT TO MAKE ALL RETAIL SALES OF ELECTRICITY, PIPED NATURAL GAS, OR TELEPHONE SERVICE, SUBJECT TO SALES TAX AND TO ALLOW ALL MUNICIPALITIES OR STATE AGENCIES THAT SELL ELECTRICITY OR PIPED NATURAL GAS A THREE PERCENT DEDUCTION ON THEIR MARKUP ON TAXABLE SALES ONLY, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for March 21. The original bill is placed on the Unfavorable Calendar.

By Representative Lancaster for the Committee on Judiciary No. 3:

S. B. 57, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TREATMENT OF UNSPECIFIED SENTENCES THAT ARE REQUIRED BY STATUTE TO RUN CONSECUTIVELY WITH ANY OTHER SENTENCE, with a favorable report.

By Representative Church for the Committee on Higher Education:

H. B. 100, A BILL TO BE ENTITLED AN ACT TO REQUIRE A MINIMUM SAT SCORE FOR ADMISSION TO THE UNIVERSITY OF NORTH CAROLINA, with an unfavorable report.

By Representative Murphy for the Committee on Health:

H. B. 122, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN AND EXPAND NEWBORN METABOLIC SCREENING SERVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Clark for the Committee on Alcoholic Beverage Control:

H. B. 160, A BILL TO BE ENTITLED AN ACT REPEALING THE AUTHORITY OF ABC STORES TO SELL NATIVE UNFORTIFIED WINE, with a favorable report.

H. B. 161, A BILL TO BE ENTITLED AN ACT AUTHORIZING RETAIL BUSINESSES TO OBTAIN AN ABC PERMIT TO SELL UNFORTIFIED WINE FOR OFF-PREMISES CONSUMPTION, with a favorable report.

H. B. 162, A BILL TO BE ENTITLED AN ACT TO ALLOW A CORPORATION THAT HAS BEEN CONVICTED OF CERTAIN CRIMES OR HAD PERMITS REVOKED IN ANOTHER STATE TO QUALIFY FOR ABC PERMITS, with a favorable report, as amended.

H. B. 163, A BILL TO BE ENTITLED AN ACT REGARDING LIQUOR PRICES, with a favorable report.

H. B. 164, A BILL TO BE ENTITLED AN ACT TO REDEFINE UNFORTIFIED WINE IN THE ABC LAW, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Enloe, Beall, and Buchanan:

H. B. 246, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EMPLOYMENT SECURITY LAW TO ASSURE COMPLIANCE WITH FEDERAL LAW REGARDING THE EMPLOYEES OF EDUCATIONAL SERVICE AGENCIES, is referred to the Committee on Employment Security.

By Representatives Enloe, Beall, and Buchanan:

H. B. 247, A BILL TO BE ENTITLED AN ACT TO AMEND THE EMPLOYMENT SECURITY LAW TO ENCOURAGE EMPLOYER PARTICIPATION IN ADULT COOPERATIVE EDUCATION, is referred to the Committee on Employment Security.

By Representatives Rhodes, Buchanan, and Ligon:

H. B. 248, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NO SAFE DRIVER INSURANCE PLAN POINTS SHALL BE ASSESSED FOR NONDANGEROUS MOVING VIOLATIONS UNDER CERTAIN CONDITIONS, is referred to the Committee on Insurance.

By Representatives Lilley, Chalk, and Wood:

H. B. 249, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TEMPORARY VEHICLE REGISTRATION PLATES OR MARKERS ARE EFFECTIVE FOR A MAXIMUM OF THIRTY DAYS INSTEAD OF TWENTY DAYS, is referred to the Committee on Highway Safety.

By Representatives M. Hall, Cole, and Diamont:

H. B. 250, A BILL TO BE ENTITLED AN ACT TO VERIFY THE BOUNDARIES OF THE TOWN OF KING, is referred to the Committee on Local Government No. 2.

By Representatives Hunter and Anderson:

H. B. 251, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITAL BIDDING PROCEDURES, is referred to the Committee on Judiciary No. 4.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 159, A BILL TO BE ENTITLED AN ACT TO INSURE THAT THE PAMLICO RIVER IS DESIGNATED THE PAMLICO RIVER IN THE ENTIRE COUNTY OF BEAUFORT, passes its second reading, by electronic vote (104-6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Beard, the House adjourns to reconvene March 20 at 1:30 p.m.

THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 20, 1985

The House meets purusant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 19 has been examined and found correct.

Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Gist, Jones, Murphy, and Robinson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 169, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ADDITIONAL PROCEDURE BY WHICH THE CITY OF WINSTON-SALEM MAY ACQUIRE PROPERTY FOR PUBLIC PURPOSES BY EMINENT DOMAIN, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for March 22. The original bill is placed on the Unfavorable Calendar.

H. B. 177, A BILL TO BE ENTITLED AN ACT TO VALIDATE A CONVEYANCE OF THE TOWN OF GREENEVERS, with a favorable report.

H. B. 178, A BILL TO BE ENTITLED AN ACT TO PERMIT PERSONS TO ENGAGE IN BUSINESS AS PAWNBROKERS IN UNINCORPORATED AREAS OF HARNETT COUNTY, with a favorable report.

H. B. 221, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CHARTER OF THE TOWN OF SHADY FOREST, with a favorable report.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 217, A BILL TO BE ENTITLED AN ACT TO AMEND THE RALEIGH CITY CHARTER CONCERNING ZONING, with a favorable report, as amended.

H. B. 224, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY CONCERNING ZONING REGULATIONS, with a favorable report, as amended.

H. B. 233, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF GARYSBURG, with a favorable report.

S. B. 91, A BILL TO BE ENTITLED AN ACT TO RESTORE THE AUTHORITY OF ONSLOW COUNTY TO REGULATE SUBDIVISION OF LAND INTO PARCELS BETWEEN ONE AND TEN ACRES, with a favorable report.

By Representative Fussell for the Committee on Highway Safety:

H. B. 142, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET PROVISION ON CERTAIN SAFETY REQUIREMENTS CONCERNING A STOPPED SCHOOL BUS, with a favorable report.

By Representative Enloe for the Committee on Employment Security:

H. B. 246, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EMPLOYMENT SECURITY LAW TO ASSURE COMPLIANCE WITH FEDERAL LAW REGARDING THE EMPLOYEES OF EDUCATIONAL SERVICE AGENCIES, with a favorable.

H. B. 247, A BILL TO BE ENTITLED AN ACT TO AMEND THE EMPLOYMENT SECURITY LAW TO ENCOURAGE EMPLOYER PARTICIPATION IN ADULT COOPERATIVE EDUCATION, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Barnes:

H. B. 252, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SALE OF PRODUCTS PRODUCED BY INMATES TO PUBLIC INSTITUTIONS OUTSIDE THE STATE OF NORTH CAROLINA, is referred to the Committee on Corrections.

By Representative Barnes:

H. B. 253, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING THE CORRECTIONAL SYSTEM, is referred to the Committee on Corrections.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 254, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A LIBRARY ADDITION AT THE UNIVERSITY OF NORTH CAROLINA AT ASHEVILLE, is referred to the Committee on Appropriations.

By Representative Bumgardner:

H. B. 255, A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTORY REFERENCES RELATING TO OVERLOADING OF MOTOR VEHICLES, is referred to the Committee on Transportation.

By Representatives E. Warren and Jones:

H. B. 256, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM INCOME TAX DEDUCTION FOR CONTRIBUTIONS MADE BY INDIVIDUALS AGED 65 OR OVER TO RELIGIOUS AND OTHER NONPROFIT ORGANIZATIONS, is referred to the Committee on Finance.

By Representatives McLaughlin, Barnhill, Buchanan, Duncan, Easterling, Foster, Mothershead, Pool, Quinn, Richardson, Spoon, Stamey, R. Warren, and Watkins:

H. B. 257, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PILOT PROGRAM THAT PERMITS LOCAL SCHOOL ADMINISTRATIVE UNITS WITH MORE THAN SEVENTY THOUSAND STUDENTS TO EXTEND THE PROBATIONARY PERIOD FOR NONTENURED TEACHERS, is referred to the Committee on Education.

By Representatives Miller, Bumgardner, and Mavretic:

H. B. 258, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CONTINUATION OF THE UTILITY REVIEW COMMITTEE AS THE JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE, is referred to the Committee on Public Utilities.

By Representatives Evans and James:

H. B. 259, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN ASSISTANT COUNTY RANGER IN PERQUIMANS COUNTY, is referred to the Committee on Appropriations.

By Representative Evans:

H. B. 260, A BILL TO BE ENTITLED AN ACT TO REPEAL CHAPTER 318 OF THE 1967 SESSION LAWS AND BRING DARE COUNTY UNDER THE GENERAL STATUTES GOVERNING ALCOHOLIC BEVERAGE CONTROL CONCERNING ENFORCEMENT, is referred to the Committee on Alcoholic Beverage Control.

By Representative Evans:

H. B. 261, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF LIQUOR A PERSON MAY PURCHASE AND POSSESS, is referred to the Committee on Alcoholic Beverage Control.

By Representatives DeVane, Beall, N. J. Crawford, Redwine, and C. Woodard:

H. B. 262, A BILL TO BE ENTITLED AN ACT TO INCREASE MONTHLY PENSION BENEFITS IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives DeVane, Beall, Redwine, and C. Woodard:

H. B. 263, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FIREMEN AND RESCUE SQUAD WORKERS RETROACTIVE MEMBERSHIP IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives Tyndall, Bowman, Buchanan, Fussell, Greenwood, Hauser, Sparrow, Stamey, and E. Warren:

H. B. 264, A BILL TO BE ENTITLED AN ACT TO PROVIDE A DEATH BENEFIT TO RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Beall, Buchanan, Enloe, Fussell, Hightower, McAlister, and Sparrow:

H. B. 265, A BILL TO BE ENTITLED AN ACT TO REVISE THE PROPERTY TAX HOMESTEAD EXEMPTION AND TO SET DIFFERENT INCOME LIMITS FOR SINGLE AND MARRIED INDIVIDUALS, is referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 80, A BILL TO BE ENTITLED AN ACT TO ASSURE CONTINUITY OF CARE FOR INDIVIDUALS WITH MENTAL RETARDATION, is read the first time and is referred to the Committee on Mental Health.

S. B. 100, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO THE NORTH CAROLINA HAZARDOUS WASTE TREATMENT COMMISSION UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, is read the first time and is referred to the Committee on Rules and Operation of the House.

S. B. 56, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM MANAGEMENT OF INSTITUTIONAL FUNDS ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and is referred to the Committee on Judiciary No. 1.

CALENDAR

Action is taken on the following:

H. B. 32, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ALCOHOLIC BEVERAGE TAX STATUTES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 108.

Voting in the negative: None.

Excused absences: Representatives Gist, Jones, Murphy, and Robinson — 4.

H. B. 14, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SCOPE OF THE INHERITANCE TAX EXEMPTION FOR PROPERTY PASSING TO A CHARITABLE, RELIGIOUS, OR EDUCATIONAL ORGANIZATION OR FOR A CHARITABLE, RELIGIOUS, OR EDUCATIONAL PURPOSE, passes its second reading, by electronic vote, (112-0), and there being no objection is read a third time.

The bill passes its third reading and is odered sent to the Senate.

H. B. 15, A BILL TO BE ENTITLED AN ACT TO EXTEND THE INCOME TAX EXCLUSION FOR CERTAIN EMPLOYEE DEATH BENEFITS TO SIMILAR DEATH BENEFITS OF SELF-EMPLOYED INDIVIDUALS, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 57, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TREATMENT OF UNSPECIFIED SENTENCES THAT ARE REQUIRED BY STATUTE TO RUN CONSECUTIVELY WITH ANY OTHER SENTENCE, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 160, A BILL TO BE ENTITLED AN ACT REPEALING THE AUTHORITY OF ABC STORES TO SELL NATIVE UNFORTIFIED WINE.

On motion of Representative Clark, consideration of the bill is postponed until March 26.

H. B. 161, A BILL TO BE ENTITLED AN ACT AUTHORIZING RETAIL BUSINESSES TO OBTAIN AN ABC PERMIT TO SELL UNFORTIFIED WINE FOR OFF-PREMISES CONSUMPTION, passes its second reading by electronic vote (53-52).

Representative Nye objects to the third reading. The bill remains on the Calendar.

H. B. 162, A BILL TO BE ENTITLED AN ACT TO ALLOW A CORPORATION THAT HAS BEEN CONVICTED OF CERTAIN CRIMES OR HAD PERMITS REVOKED IN ANOTHER STATE TO QUALIFY FOR ABC PERMITS.

On motion of Representative Clark, Committee Amendment No. 1 is adopted.

On motion of Representative Clark, the bill is withdrawn from today's Calendar and ordered engrossed and re-referred to the Committee on Alcoholic Beverage Control.

H. B. 163, A BILL TO BE ENTITLED AN ACT REGARDING LIQUOR PRICES, passes its second reading, by electronic vote (92-13), and there being no objection is read a third time.

The bill passes its third reading, and is ordered sent to the Senate.

H. B. 164, A BILL TO BE ENTITLED AN ACT TO REDEFINE UNFORTIFIED WINE IN THE ABC LAW, passes its second reading, by electronic vote (90-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Hightower, the House adjourns to reconvene March 21 at 1:30 p.m.

THIRTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, March 21, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bumgardner, Gist, and Murphy for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Beall for the Committee on Election Laws:

H. B. 235, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CABARRUS COUNTY BOARD OF EDUCATION SHALL BE ELECTED AT THE TIME OF THE PRIMARY, with a favorable report.

By Representative Church for the Committee on Higher Education:

H. B. 158, A BILL TO BE ENTITLED AN ACT TO REGULATE TERMS AND UNEXCUSED ABSENCES FROM MEETINGS OF TRUSTEES OF INSTITUTIONS OF THE COMMUNITY COLLEGE SYSTEM, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calender for March 25. The original bill is placed on the Unfavorable Calendar.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 78, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WITHHOLDING OF STATE EMPLOYEES' WAGES TO SATISFY DEBTS TO THE STATE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for March 25. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Miller:

H. B. 266, A BILL TO BE ENTITLED AN ACT TO ADOPT THE REVISED UNIFORM LIMITED PARTNERSHIP ACT, is referred to the Committee on Judiciary No. 1.

By Representatives Holmes and Brown:

H. B. 267, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STAGGERED TERMS ON THE EAST BEND TOWN BOARD OF COMMISSIONERS, is referred to the Committee on Local Government No. 2.

By Representatives Hunter, Anderson, Bob Etheridge, Hightower, E. Warren, and Watkins:

H. B. 268, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATE GIFT TAX, is referred to the Committee on Finance.

By Representative Wright:

H. B. 269, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-288(e) RELATING TO DEALER BONDS, is referred to the Committee on Judiciary No. 2.

By Representative Wright:

H. B. 270, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-294 RELATING TO DEALER LICENSES, is referred to the Committee on Judiciary No. 2.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State.

S. B. 57, AN ACT TO CLARIFY THE TREATMENT OF UNSPECIFIED SENTENCES THAT ARE REQUIRED BY STATUTE TO RUN CONSECUTIVELY WITH ANY OTHER SENTENCE.

CALENDAR

Action is taken on the following:

H. B. 233, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OT THE TOWN OF GARYSBURG, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Noles, Nye, Owens, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 102.

Voting in the negative: None.

Excused absences: Representatives Bumgardner, Gist, and Murphy — 3.

H. B. 177, A BILL TO BE ENTITLED AN ACT TO VALIDATE A CONVEYANCE OF THE TOWN OF GREENEVERS.

Representative McAlister offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 178, A BILL TO BE ENTITLED AN ACT TO PERMIT PERSONS TO ENGAGE IN BUSINESS AS PAWNBROKERS IN UNINCORPORATED AREAS OF HARNETT COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 221, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CHARTER OF THE TOWN OF SHADY FOREST, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 217, A BILL TO BE ENTITLED AN ACT TO AMEND THE RALEIGH CITY CHARTER CONCERNING ZONING.

On motion of Representative Sparrow, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 224, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY CONCERNING ZONING REGULATIONS.

On motion of Representative Sparrow, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S. B. 91, A BILL TO BE ENTITLED AN ACT TO RESTORE THE AUTHORITY OF ONSLOW COUNTY TO REGULATE SUBDIVISION OF LAND INTO PARCELS BETWEEN ONE AND TEN ACRES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 32, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ALCOHOLIC BEVERAGE TAX STATUTES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 102.

more, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 102.

Voting in the negtive: None.

Excused absences: Representatives Bumgardner, Gist, and Murphy — 3.

Committee Substitute for H. B. 57, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF UTILITY FOR PURPOSES OF IMPOSING SALES TAX ON CERTAIN UTILITY SERVICES AND TO ALLOW ALL MUNICIPALITIES OR STATE AGENCIES THAT SELL ELECTRICITY OR PIPED NATURAL GAS A THREE PERCENT (3%) DEDUCTION ON THEIR MARKUP, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 108.

Voting in the negative: None.

Excused absences: Representatives Bumgardner, Gist, and Murphy — 3.

H. B. 161, A BILL TO BE ENTITLED AN ACT AUTHORIZING RETAIL BUSINESSES TO OBTAIN AN ABC PERMIT TO SELL UNFORTIFIED WINE FOR OFF-PREMISES CONSUMPTION.

Representative Clark calls the previous question, on the passage of the bill, and the call is sustained by electronic vote (74-37).

Representative Privette calls for the "ayes" and "noes", and the call is sustained.

The bill passes its third reading, by the following vote, and is ordered sent the the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Brannan, Brinkley, Buchanan, Chalk, Chapin, Church, Clark, Colton, J. W. Crawford, Creecy, DeVane, Diamont, Duncan, Easterling, Bob Etheridge, L. Etheridge, Fitch, Fletcher, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holroyd, Hudson, Jeralds, Jones, Justus, Kennedy, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Pool, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Tyson, R. Warren, Watkins, Wicker, Wiser, C. Woodard, and Wright — 64.

Voting in the negative: Representatives Allran, Beard, Bowman, Boyd, Brawley, Brown, Brubaker, Cochrane, Cole, Craven, N. J. Crawford, Cromer, Dawkins, Decker, Edwards, Enloe, Esposito, Bruce Ethridge, Foster, Fussell, Gardner, M. Hall, Hege, Holmes, Huffman, Hughes, Hunt, Hunter, Hurst, Keesee-Forrester, Lancaster, Ligon,

Lilley, Lineberry, Lutz, Noles, Nye, Owens, Privette, Pulley, Sizemore, Tallent, Walker, Windley, Wood, and B. Woodard — 46.

Excused absences: Representatives Bumgardner, Gist, Murphy and E. Warren — 4.

H. B. 142, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET PROVISION ON CERTAIN SAFETY REQUIREMENTS CONCERNING A STOPPED SCHOOL BUS, passes its second reading by electronic vote (107-3.)

Representative Barker objects to the third reading. The bill remains on the Calendar.

H. B. 246, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EMPLOYMENT SECURITY LAW TO ASSURE COMPLIANCE WITH FEDERAL LAW REGARDING THE EMPLOYEES OF EDUCATIONAL SERVICE AGENCIES, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 247, A BILL TO BE ENTITLED AN ACT TO AMEND THE EMPLOYMENT SECURITY LAW TO ENCOURAGE EMPLOYER PARTICIPATION IN ADULT COOPERATIVE EDUCATION, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative McDowell, H. B. 245, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRICT LIABILITY FOR DAMAGES RESULTING FROM HAZARDOUS WASTE IN NORTH CAROLINA, is withdrawn from the Committee on Natural and Economic Resources and is re-referred to the Committee on Judiciary No. 1.

On motion of Representative Lilley, seconded by Representative Fussell, the House adjourns to reconvene March 22 at 11:00 a.m.

THIRTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, March 22, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Lineberry.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Bumgardner, Enloe, Bruce Ethridge, Fletcher, Gist, Holmes, Hughes, Murphy, Payne, Tallent, Tyndall, and R. Warren for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Lancaster:

H. B. 271, A BILL TO BE ENTITLED AN ACT TO GIVE LOCAL SCHOOL BOARDS FLEXIBILITY AS TO WHERE THEY MAINTAIN STUDENT RECORDS, is referred to the Committee on Education.

By Representative Bumgardner:

H. B. 272, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES COLLECTED BY THE BOARD OF MORTUARY SCIENCE, is referred to the Committee on Finance.

By Representative Mavretic:

H. B. 273, A BILL TO BE ENTITLED AN ACT TO AMEND AN ACT TO PROVIDE A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE TOWN OF TARBORO AND TO MODIFY THE APPLICATION OF G. S. 118-5, 118-6, AND 118-7 TO THE TOWN OF TARBORO, is referred to the Committee on Pensions and Retirement.

By Representative Jeralds:

H. B. 274, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT MILITARY ABSENTEE BALLOTS AND ABSENTEE BALLOTS FROM OUTSIDE THE UNITED STATES NEED TO BE NOTARIZED, is referred to the Committee on Election Laws.

By Representatives Jeralds and Colton:

H. J. R. 275, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE TEACHING ABOUT ADOLESCENT SEXUALITY IN THE PUBLIC SCHOOLS, is referred to the Committee on Rules and Operation of the House.

By Representative Holt:

H. B. 276, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HEALTH COORDINATORS IN THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives James, Barker, Jones, Lilley, Lutz, Tyson, and E. Warren:

H. B. 277, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REQUIREMENTS FOR PESTICIDE APPLICATOR LICENSES FOR PILOTS, is referred to the Committee on Agriculture.

By Representatives McAlister, Bowman, Holt, and McDowell:

H. B. 278, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MADISON, is referred to the Committee on Local Government No. 1.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for H. B. 84, A BILL TO BE ENTITLED AN ACT CLARIFYING THE HEALTH MAINTENANCE ORGANIZATION ACT, is returned for concurrence in Senate committee substitute and is placed on the Calendar for March 25.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 91, AN ACT TO RESTORE THE AUTHORITY OF ONSLOW COUNTY TO REGULATE SUBDIVISION OF LAND INTO PARCELS BETWEEN ONE AND TEN ACRES.

H. B. 116, AN ACT TO EXEMPT MUNICIPALITIES THAT BUY ELECTRIC POWER FROM A FEDERAL AGENCY AND MAKE PAYMENTS IN LIEU OF TAXES FROM THE SALES TAX ON UTILITY SERVICES.

H. B. 230, AN ACT TO EXEMPT TEMPORARILY THE GENERAL ASSEMBLY FROM STATE PURCHASE AND CONTRACT PROCEDURES FOR THE PURPOSE OF ACQUIRING COMPUTER EQUIPMENT, SUPPLIES, AND SERVICES.

CALENDAR

Action is taken on the following:

H. B. 233, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF GARYSBURG, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Fitch, Foster, Fussell, Gardner, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Hunt, Hurst, James, Jeralds, Justus, Kennedy, Lancaster, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Nesbitt, Noles, Nye, Owens, Pool, Privette, Redwine, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 85.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Bumgardner, Enloe, Bruce Ethridge, Fletcher, Gist, Holmes, Hughes, Murphy, Tallent, Tyndall, and R. Warren — 12.

Committee Substitute for H. B. 169, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ADDITIONAL PROCEDURE BY WHICH THE CITY OF WINSTON-SALEM MAY ACQUIRE PROPERTY FOR PUBLIC PURPOSES BY EMINENT DOMAIN, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 235, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CABARRUS COUNTY BOARD OF EDUCATION SHALL BE ELECTED AT THE TIME OF THE PRIMARY.

Representative Quinn calls the previous question on the passage of the bill and the call is sustained by electronic vote (68-28).

The bill passes its second reading by electronic vote (70-27).

Representative Brawley objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 57, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF UTILITY FOR PURPOSES OF IMPOSING SALES TAX ON CERTAIN UTILITY SERVICES AND TO ALLOW ALL MUNICIPALITIES OR STATE AGENCIES THAT SELL ELECTRICITY OR PIPED NATURAL GAS A THREE PERCENT (3%) DEDUCTION ON THEIR MARKUP, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Fitch, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Pool, Privette, Redwine, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Wooodard, and C. Woodard — 92.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Bumgardner, Enloe, Bruce Ethridge, Fletcher, Gist, Holmes, Hughes, Murphy, Tallent, Tyndall, and R. Warren — 12.

H. B. 142, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET PROVISION ON CERTAIN SAFETY REQUIREMENTS CONCERNING A STOPPED SCHOOL BUS, passes its third reading, by electronic vote (97-0), and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Barbee, the House adjourns to reconvene Monday, March 25 at 8:00 p.m.

THIRTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 25, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Gist, and Hightower for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 226, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN CONVEYANCES WHERE SEALS WERE OMITTED, with a favorable report.

H. B. 227, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN ACTS OF NOTARIES, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Lilley, Duncan, A. Hall, and Miller:

H. B. 279, A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS TO COLLECT AN EXAMINATION REVIEW FEE, is referred to the Committee on Finance.

By Representatives Walker and Brawley:

H. B. 280, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BUILD A FIRE TRAINING GROUND FOR THE IREDELL COUNTY FIRE DEPARTMENT, is referred to the Committee on Appropriations.

By Representatives Lutz, Anderson, Easterling, Foster, James, Jones, Owens, and Wiser:

H. B. 281, A BILL TO BE ENTITLED AN ACT TO ALLEVIATE THE INHERITANCE TAX BURDEN BY EXEMPTING ALL PROPERTY PASSING TO A SURVIVING SPOUSE FROM INHERITANCE TAX AND BY PROVIDING A GENERAL INHERITANCE TAX CREDIT, is referred to the Committee on Finance.

By Representatives Holroyd, Diamont, Foster, Fussell, and Sparrow:

H. B. 282, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP LIFETIME PHYSICAL FITNESS THROUGH ELEMENTARY PHYSICAL EDUCATION PROGRAMS IN GRADES KINDERGARTEN THROUGH SIX, is referred to the Committee on Education.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 105, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 20 TO GRANDFATHER TRUCK WEIGHT LIMITATIONS FOR PACKAGED FERTILIZER AND AGRICULTURAL LIME, is read the first time and is referred to the Committee on Transportation.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 137, AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN ROCKINGHAM COUNTY.

H. B. 145, AN ACT TO REPEAL LOCAL LEGISLATION PROHIBITING THE TAKING OF FEMALE DEER IN CERTAIN TOWNSHIPS OF MARTIN COUNTY.

H. B. 152, AN ACT TO PROHIBIT THE TAKING OF GAME FROM CERTAIN PUBLIC ROADS AND HIGHWAYS IN CURRITUCK COUNTY.

H. B. 153, AN ACT TO REGULATE HUNTING ON THE LANDS OF ANOTHER IN TYRRELL COUNTY.

H. B. 156, AN ACT TO ALLOW AN INCREASE IN THE COMPENSATION FOR MEMBERS OF SANITARY DISTRICT BOARDS.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for H. B. 84, A BILL TO BE ENTITLED AN ACT CLARIFYING THE HEALTH MAINTENANCE ORGANIZATION ACT.

On motion of Representative Anderson, the House concurs in the Senate committee substitute, by electronic vote (105-1), and the bill is ordered enrolled.

H. B. 235, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CABARRUS COUNTY BOARD OF EDUCATION SHALL BE ELECTED AT THE TIME OF THE PRIMARY.

Representative Quinn calls the previous question on the passage of the bill and the call is sustained by electronic vote (70-37).

Representative Privette calls for the "ayes" and "noes", and the call is sustained.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Brannan, Brinkley, Bumgardner, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Greenwood, Hackney, Hasty, Hauser, Holroyd, Holt, Hudson, Hunt, Hunter, James, Jeralds, Jones, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Richardson, Sparrow, Tyndall, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 73.

Voting in the negative: Representatives Allran, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Cochrane, Cole, Craven, Cromer, Decker, Duncan, Esposito, L. Etheridge, Gardner, M. Hall, Hege, Huffman, Hughes, Hurst, Justus, Keesee-Forrester, Ligon, Mothershead, Noles, Privette, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Tallent, Walker, R. Warren, and Windley — 36.

Excused absences: Representatives Beard, Gist, and Hightower — 3.

Committee Substitute for H. B. 158, A BILL TO BE ENTITLED AN ACT TO REGULATE TERMS OF TRUSTEES OF INSTITUTIONS OF THE COMMUNITY COLLEGE SYSTEM, passes its second reading by electronic vote (102-0) and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 78, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WITHHOLDING OF STATE EMPLOYEES' WAGES TO SATISFY DEBTS TO THE STATE, passes its second reading, by electronic vote (77-31), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Decker moves that H. B. 169, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ADDITIONAL PROCEDURE BY WHICH THE CITY OF WINSTON-SALEM MAY ACQUIRE PROPERTY FOR PUBLIC PURPOSES BY EMINENT DOMAIN, be recalled from the Senate and this motion carries.

The Speaker orders that a Special Message be sent to the Senate requesting the return of the bill for further consideration.

Representative Noles moves that the vote by which the bill was recalled from the Senate be reconsidered.

Representative Decker moves that the motion by Representative Noles to reconsider the vote by which the bill was recalled from the Senate do lie upon the table. This motion fails to carry for the lack of a second.

Representative Robinson moves, seconded by Representative Ligon, that the House do adjourn and this motion fails to carry by electronic vote (32-78).

Now the question before the House is the motion by Representative Noles that the vote by which the bill was recalled from the Senate be reconsidered.

Representative Noles call the previous question on the motion and the call is sustained.

The motion by Representative Noles that the vote by which the bill was recalled from the Senate be reconsidered carries by electronic vote (84-22).

Now the question before the House is the motion by Representative Decker that the bill be recalled from the Senate.

On motion of Representative Pulley, seconded by Representative Quinn, the motion by Representative Decker to recall the bill from the Senate is tabled by electronic vote (87-17).

The Speaker announces that the bill will remain in the Senate for consideration.

On motion of Representative Lilley, seconded by Representative Edwards, the House adjourns to reconvene March 26 at 1:30 p.m.

THIRTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 26, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Fitch and Miller for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 30, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN MEMBERS OF THE ARMED FORCES WHO ARE ON EXTENDED ACTIVE DUTY A LONGER PERIOD OF TIME IN WHICH TO ROLL OVER GAIN ON THE SALE OF THEIR PRINCIPAL RESIDENCE, with a favorable report.

H. B. 49, A BILL TO BE ENTITLED AN ACT TO ALLOW SPOUSES TO SHARE THEIR ANNUAL GIFT TAX EXCLUSIONS ONLY IF BOTH SPOUSES ARE RESIDENTS OF NORTH CAROLINA AND TO MAKE CONSENT TO SHARE ANNUAL EXCLUSIONS IRREVOCABLE, with a favorable report.

H. B. 50, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE NECESSITY OF OBTAINING AN INHERITANCE TAX WAIVER FOR SECURITIES DECLARED AND INTEREST ACCRUING AFTER THE DECEDENT'S DEATH, with a favorable report.

By Representative Clark for the Committee on Alcoholic Beverage Control:

H. B. 101, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR PURCHASE, POSSESSION AND CONSUMPTION OF MALT BEVERAGES AND UNFORTIFIED WINE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for March 28. The original bill is placed on the Unfavorable Calendar.

By Representative Church for the Committee on Higher Education:

S. B. 36, A BILL TO BE ENTITLED AN ACT TO REQUIRE DRAFT REGISTRATION OF CERTAIN MILITARY DEPENDENTS FOR SCHOLARSHIP AND IN-STATE TUITION PURPOSES, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3.

H. B. 151, A BILL TO BE ENTITLED AN ACT TO TREAT ADOPTED AND NATURAL PERSONS ALIKE FOR PURPOSES OF GRANTS AND DEVISES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for March 28. The original bill is placed on the Unfavorable Calendar.

H. B. 182, A BILL TO BE ENTITLED AN ACT TO PROVIDE A FAIR PROCEDURE IN PARTITION SALES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for March 28. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Hackney:

H. B. 283, A BILL TO BE ENTITLED AN ACT TO PROHIBIT UNSAFE MOVEMENTS IN PUBLIC VEHICULAR AREAS, is referred to the Committee on Judiciary No. 1.

By Representatives Hackney, Boyd, Cochrane, Hauser, and Wood:

H. B. 284, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGAL LEVEL OF IMPAIRMENT FOR BOAT OPERATORS, is referred to the Committee on Judiciary No. 1.

By Representatives Jones and E. Warren:

H. B. 285, A BILL TO BE ENTITLED AN ACT TO PROVIDE UNREDUCED SERVICE RETIREMENT BENEFITS WHENEVER AGE AND YEARS OF SERVICE TOTAL EIGHTY-FIVE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

On motion of Representative Watkins, the rules are suspended and the following is introduced and read the first time.

By Representative Watkins:

H. B. 296, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL CORRECTIONS IN CHAPTER 24, SESSION LAWS OF 1985.

On motion of Representative Watkins, the rules are suspended and the bill is placed on today's Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 29, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER THEY ARE SAFE, is read the first time and is referred to the Committee on Highway Safety.

S. B. 50, A BILL TO BE ENTITLED AN ACT TO MODIFY SPECIAL BUDGETARY PROVISIONS CONTAINED IN CHAPTER 1034 OF THE 1983 SESSION LAWS WHICH RELATE TO INTEREST INCOME ON N. C. HOUSING FINANCE AGENCY BOND RESERVE APPROPRIATIONS, is read the first time and is referred to the Committee on Housing.

S. B. 55, A BILL TO BE ENTITLED AN ACT TO REFUND CERTAIN FIREMEN CONTRIBUTIONS IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO SURVIVING BENEFICIARIES, is read the first time and is referred to the Committee on Pensions and Retirement.

Committee Substitute for S. B. 59, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO THE ELECTION OF COUNCILORS TO THE NORTH CAROLINA STATE BAR IN ORDER TO PROVIDE FOR UNIFORM RULES AND TERMS OF OFFICE, is read the first time and is referred to the Committee on Judiciary No. 1.

Committee Substitute for S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES, is read the first time and is referred to the Committee on Highway Safety.

CALENDAR

Action is taken on the following:

H. B. 27, A BILL TO BE ENTITLED AN ACT TO PROVIDE PENALTIES FOR REMOVAL OF "SEPARATE" PROPERTY DURING SEPARATION WHEN AN EQUITABLE DISTRIBUTION WILL BE OR IS REQUESTED.

On motion of Representative Hackney, the House concurs in the Senate amendment, by electronic vote (98-0), and the bill is ordered enrolled.

H. B. 160, A BILL TO BE ENTITLED AN ACT REPEALING THE AUTHORITY OF ABC STORES TO SELL NATIVE UNFORTIFIED WINE.

Representative Privette offers Amendment No. 1.

On motion of Representative Mavretic, seconded by Representative Pool, Amendment No. 1 is tabled by electronic vote (73-38).

The bill passes its second reading, by electronic vote (87-19), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 226, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN CONVEYANCES WHERE SEALS WERE OMITTED, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 227, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN ACTS OF NOTARIES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 296, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL CORRECTIONS IN CHAPTER 24, SESSION LAWS OF 1985, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 84, AN ACT CLARIFYING THE HEALTH MAINTENANCE ORGANIZATION ACT.

On motion of Representative Lilley, seconded by Representative Gist, the House adjourns to reconvene March 27 at 1:30 p.m.

THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 27, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Fitch for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. B. 103, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE PUBLIC EDUCATION POLICY COUNCIL, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 240, A BILL TO BE ENTITLED AN ACT CREATING A COMMITTEE FOR A COMPREHENSIVE STUDY OF THE PROPERTY TAX SYSTEM IN NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

S. B. 100, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO THE NORTH CAROLINA HAZARDOUS WASTE TREATMENT COMMISSION UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 241, A BILL TO BE ENTITLED AN ACT TO APPROVE THE PRIVATE SALE OF REAL PROPERTY BY THE ALBEMARLE CITY SCHOOL ADMINISTRATIVE UNIT, with a favorable report.

H. B. 278, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MADISON, with a favorable report, as amended.

S. B. 92, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN ROWAN COUNTY, with a favorable report.

S. B. 94, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MONROE CITY BOARD OF EDUCATION TO PAY ITS TEN-MONTH EMPLOYEES ON OR BEFORE THE SIXTEENTH OF EACH MONTH, with a favorable report.

By Representative Jeralds for the Committee on Military and Veterans' Affairs:

H. B. 197, A BILL TO BE ENTITLED AN ACT RELATING TO STATE CONTRIBUTIONS TO COUNTY VETERANS SERVICE PROGRAMS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Fusselli for the Committee on Highway Safety:

H. B. 249, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TEMPORARY VEHICLE REGISTRATION PLATES OR MARKERS ARE EFFECTIVE FOR A MAXIMUM OF THIRTY DAYS INSTEAD OF TWENTY DAYS, with a favorable report.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 239, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN NONSTUDENTS TO RIDE ON SCHOOL BUSES IN HYDE COUNTY, with a favorable report.

H. B. 250, A BILL TO BE ENTITLED AN ACT TO VERIFY THE BOUNDARIES OF THE TOWN OF KING, with a favorable report, as amended.

By Representative Barnes for the Committee on Corrections:

H. B. 252, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SALE OF PRODUCTS PRODUCED BY INMATES TO PUBLIC INSTITUTIONS OUTSIDE THE STATE OF NORTH CAROLINA, with a favorable report.

By Representative Bumgardner for the Committee on Public Utilities:

H. B. 258, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CONTINUATION OF THE UTILITY REVIEW COMMITTEE AS THE JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Blue, Edwards, Jeralds, Miller, Stamey, and Wiser:

H. B. 286, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF FINANCIAL RECORDS, is referred to the Committee on Judiciary No. 3.

By Representatives Colton, N. J. Crawford, Evans, Greenwood, Holroyd, Holt, Lancaster, Miller, Nesbitt, Wiser, and Wood:

H. B. 287, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HISTORIC PRESERVATION FOUNDATION, INC., FOR THE STATEWIDE REVOLVING FUND FOR HISTORIC PRESERVATION, is referred to the Committee on Cultural Resources.

By Representatives N. J. Crawford, J. W. Crawford, Edwards, Miller, Stamey, and Wiser:

H. B. 288, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PURCHASE OF TWO-WAY RADIOS AND TELEPHONE ANSWERING EQUIPMENT FOR THE STATE PARKS AND RECREATION AREAS, is referred to the Committee on Appropriations.

By Representatives Edwards, Bowman, Brown, Buchanan, Decker, Fitch, Greenwood, Hauser, Jeralds, Locks, Michaux, Miller, Stamey, Tyndall, Wood, and B. Woodard:

H. B. 289, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PARTIAL EXCLUSION FROM INCOME FOR RETIREMENT PAY RECEIVED BY AN ELDERLY TAXPAYER FROM A PRIVATE EMPLOYER RETIREMENT PROGRAM, is referred to the Committee on Aging.

By Representatives Edwards and Jeralds:

H. B. 290, A BILL TO BE ENTITLED AN ACT TO TRANSFER AN APPROPRIATION FROM THE E. E. SMITH ASSOCIATION OF ALUMNI AND FRIENDS, INCORPORATED TO THE JOHN WESLEY TUTORIAL PROGRAM, is referred to the Committee on Appropriations.

By Representative Cromer:

H. B. 291, A BILL TO BE ENTITLED AN ACT TO PERMIT THE IMPOSITION OF INPATIENT REHABILITATION INSTEAD OF IMPRISONMENT FOR CERTAIN IMPAIRED DRIVERS, is referred to the Committee on Judiciary No. 4.

By Representative Mavretic:

H. B. 292, A BILL TO BE ENTITLED AN ACT TO CREDIT ASSUMED RATES OF INTEREST TO MEMBER ACCOUNTS IN THE STATE RETIREMENT SYSTEMS UPON CESSATION OF MEMBERSHIP FOR REASONS OTHER THAN DEATH OR RETIREMENT, is referred to the Committee on Pensions and Retirement.

By Representative Mavretic:

H. B. 293, A BILL TO BE ENTITLED AN ACT TO PROVIDE EMPLOYER MATCHING CONTRIBUTIONS FOR CERTAIN MEMBERS OF THE SUPPLEMENTAL RETIREMENT INCOME PLAN OF NORTH CAROLINA WHOSE SALARIES ARE PAID OR SUPPORTED BY THE STATE, is referred to the Committee on Pensions and Retirement.

By Representatives Nesbitt, Beall, Colton, N. J. Crawford, Enloe, Fletcher, Greenwood, Hunt, Hunter, Lutz, and Owens:

H. B. 294, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE WESTERN NORTH CAROLINA DEVELOPMENT ASSOCIATION, INC., is referred to the Committee on Appropriations.

By Representatives Brubaker and Boyd:

H. B. 295, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LIMITATION ON THE NUMBER OF MEMBERS OF A POLITICAL PARTY WHO MAY SERVE ON THE ASHEBORO CITY BOARD OF EDUCATION AND TO MOVE THE ELECTION DATE FOR THE RANDOLPH COUNTY BOARD OF EDUCATION FROM THE PRIMARY TO THE GENERAL ELECTION, is referred to the Committee on Local Government No. 2.

By Representatives Fussell, Blue, Holroyd, Sparrow, and Wiser:

H. B. 297, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF WAKE FOREST TO UTILIZE CONDITIONAL USE ZONING DISTRICTS, is referred to the Committee on Local Government No. 2.

By Representatives Fussell, Blue, Holroyd, Sparrow, Stamey, and Wiser:

H. B. 298, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF ZEBULON TO UTILIZE CONDITIONAL USE ZONING DISTRICTS, is referred to the Committee on Local Government No. 2.

By Representatives Robinson, Buchanan, and Hughes:

H. B. 299, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF RHODHISS TO PROVIDE FOR A FOUR-YEAR TERM FOR THE MAYOR AND STAGGERED FOUR-YEAR TERMS FOR THE BOARD OF COMMISSIONERS, is referred to the Committee on Election Laws.

By Representatives Bruce Ethridge and Boyd:

H. B. 300, A BILL TO BE ENTITLED AN ACT TO PERMIT ORDAINED CLERGYMEN TO BE CONSIDERED SELF-EMPLOYED FOR TAX WITHHOLDING PURPOSES INSTEAD OF AN EMPLOYEE OF A CHURCH, is referred to the Committee on Finance.

By Representatives Watkins, Barnes, Beall, Bowman, Chapin, Church, Cochrane, Colton, J. W. Crawford, Easterling, Edwards, Enloe, Bob Etheridge, Evans, Greenwood, Hasty, Hauser, Holt, Hunt, Jeralds, Jones, Kennedy, Lineberry, McDowell, Mavretic, Miller, Payne, Stamey, Tyndall, E. Warren, Wiser, B. Woodard, and Wright:

H. B. 301, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO THE AID TO PUBLIC LIBARIES FUND, is referred to the Committee on Appropriations.

By Representatives Watkins, Jeralds, Lancaster, Miller, Pulley, and Wright:

H. B. 302, A BILL TO BE ENTITLED AN ACT TO FURTHER EFFECTUATE THE SEPARATION OF POWERS, is referred to the Committee on Judiciary No. 4.

By Representatives Watkins, Jeralds, Lancaster, Miller, Pulley, and Wright:

H. B. 303, A BILL TO BE ENTITLED AN ACT TO RESTORE TO THE GOVERNOR POWER TO PREPARE AND ADMINISTER THE BUDGETS OF THE STATE TREASURER, STATE AUDITOR, AND ADMINISTRATIVE OFFICER OF THE COURTS, is referred to the Committee on Judiciary No. 4.

By Representatives Hasty, Boyd, Dawkins, DeVane, and Locks:

H. B. 304, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GOVERNING BODY OF ANY COUNTY OR MUNICIPALITY TO DELEGATE THE AUTHORITY TO MAKE CERTAIN REFUNDS AND RELEASES OF PROPERTY TAXES, is referred to the Committee on Judiciary No. 3.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 27, AN ACT TO PROVIDE PENALTIES FOR REMOVAL OF "SEPARATE" PROPERTY DURING SEPARATION WHEN AN EQUITABLE DISTRIBUTION WILL BE OR IS REQUESTED.

CALENDAR

Action is taken on the following:

H. B. 30, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN MEMBERS OF THE ARMED FORCES WHO ARE ON EXTENDED ACTIVE DUTY A LONGER PERIOD OF TIME IN WHICH TO ROLL OVER GAIN ON THE SALE OF THEIR PRINCIPAL RESIDENCE, passes its second reading, by electronic vote (110-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 49, A BILL TO BE ENTITLED AN ACT TO ALLOW SPOUSES TO SHARE THEIR ANNUAL GIFT TAX EXCLUSIONS ONLY IF BOTH SPOUSES ARE RESIDENTS OF NORTH CAROLINA AND TO MAKE CONSENT TO SHARE ANNUAL EXCLUSIONS IRREVOCABLE, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 50, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE NECESSITY OF OBTAINING AN INHERITANCE TAX WAIVER FOR SECURITIES DECLARED AND INTEREST ACCRUING AFTER THE DECEDENT'S DEATH, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 36, A BILL TO BE ENTITLED AN ACT TO REQUIRE DRAFT REGISTRATION OF CERTAIN MILITARY DEPENDENTS FOR SCHOLARSHIP AND IN-STATE TUITION PURPOSES.

Representative Church calls the previous question on the passage of the bill and the call is sustained by electronic vote (94-22).

The bill passes its second reading by electronic vote (81-33).

Representative Barnes objects to the third reading. The bill remains on the Calendar.

On motion of Representative Lilley, seconded by Representative Chapin, the House adjourns to reconvene March 28 at 1:30 p.m.

THIRTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, March 28, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill and Spoon for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Barbee for the Committee on Transportation:

S. B. 105, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 20 TO GRANDFATHER TRUCK WEIGHT LIMITATIONS FOR PACKAGED FERTILIZER AND AGRICULTURAL LIME, with a favorable report.

By Representative Nye for the Committee on Wildlife Resources:

H. B. 200, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN CERTAIN TOWNSHIPS OF MOORE COUNTY, with a favorable report.

H. B. 201, A BILL TO BE ENTITLED AN ACT TO REGULATE THE SHINING OF LIGHTS IN DEER AREAS IN MOORE COUNTY, with a favorable report.

H. B. 231, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN HOKE COUNTY, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Hunt, Lutz, Owens, and Wood:

H. B. 305, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A SPECIAL RESERVE, is referred to the Committee on Appropriations.

By Representatives Lilley and Lineberry:

H. B. 306, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO PERMIT THE GENERAL ASSEMBLY TO GRANT TO APPROPRIATE PUBLIC BODIES IN THE STATE ADDITIONAL POWERS TO DEVELOP NEW AND EXISTING SEAPORTS AND AIRPORTS, INCLUDING POWERS TO FINANCE AND REFINANCE FOR PUBLIC AND PRIVATE PARTIES SEAPORT AND AIRPORT AND RELATED FACILITIES AND IMPROVEMENTS, is referred to the Committee on Constitutional Amendments.

By Representatives N. J. Crawford, J. W. Crawford, and Stamey:

H. B. 307, A BILL TO BE ENTITLED AN ACT TO DESIGNATE A RIVER A POTENTIAL COMPONENT OF THE NATURAL AND SCENIC RIVERS SYSTEM AND TO PROTECT AGAINST DIRECT AND ADVERSE DEVELOPMENT, is referred to the Committee on Natural and Economic Resources.

By Representatives Lancaster, Evans, and Mavretic:

H. B. 308, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT PROPERTY HELD BY A BUSINESS AS PART OF ITS INVENTORY FROM PROPERTY TAX OR REDUCE THE AMOUNT OF PROPERTY TAX, is referred to the Committee on Constitutional Amendments.

By Representative Hunter:

H. B. 309, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FIRE SERVICE HEADQUARTERS FOR YANCEY COUNTY, is referred to the Committee on Appropriations.

By Representatives Tyndall, Anderson, and Barker:

H. B. 310, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COLLECTION OF CERTAIN UNPAID WITHHOLDING TAXES AND EMPLOYMENT SECURITY CONTRIBUTIONS, is referred to the Committee on Finance.

By Representative Anderson:

H. B. 311, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ANNEXATION BY REFERENDUM IN TOWNS IN CRAVEN COUNTY WITH A POPULATION OF

LESS THAN FIVE HUNDRED WHICH PROVIDE LESS THAN SIX OF THE SEVEN SERVICES NORMALLY NECESSARY TO RECEIVE POWELL BILL FUNDS, is referred to the Committee on Local Government No. 1.

By Representative Miller:

H. B. 312, A BILL TO BE ENTITLED AN ACT TO AMEND THE BUSINESS CORPORATION ACT TO AUTHORIZE CORPORATIONS TO ISSUE STOCK REDEEMABLE AT THE SHAREHOLDER'S OPTION, is referred to the Committee on Judiciary No. 1.

By Representatives Evans and James:

H. B. 313, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE RESTORATION OF THE OLD CHOWAN COUNTY COURTHOUSE, is referred to the Committee on Natural and Economic Resources.

By Representatives McDowell, Bowman, Holt, and McAlister:

H. B. 314, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE BLOCK GRANT FUNDS FOR CERTAIN OFFICIALS OF THE TOWN OF ELON COLLEGE, is referred to the Committee on Local Government No. 1.

By Representatives McDowell, Bowman, Holt, and McAlister:

H. B. 315, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ELON COLLEGE, is referred to the Committee on Local Government No. 1.

By Representatives Keesee-Forrester, Chalk, Decker, Gist, Lineberry, Sizemore, and Wood:

H. B. 316, A BILL TO BE ENTITLED AN ACT TO AMEND THE GREENSBORO CITY SCHOOL CODE IN CERTAIN RESPECTS, is referred to the Committee on Local Government No. 2.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 27, A BILL TO BE ENTITLED AN ACT RELATING TO INSTALLMENT LOANS, LOANS SECURED BY SECONDARY MORTGAGES, AND LOANS BY LICENSEES UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT, is read the first time and is referred to the Committee on Banks and Thrift Institutions.

S. B. 90, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DARE COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN DARE COUNTY, is read the first time and is referred to the Committee on Finance.

S. B. 98, A BILL TO BE ENTITLED AN ACT TO PROVIDE FREE REGISTRATION PLATES TO PERSONS AWARDED THE CONGRESSIONAL MEDAL OF HONOR WHO ARE RESIDENTS OF NORTH CAROLINA, is read the first time and is referred to the Committee on Highway Safety.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 150, AN ACT TO REGULATE THE FILING OF COPIES OF PLATS, ETC., IN BRUNSWICK COUNTY.

H. B. 172, AN ACT RELATING TO THE FORSYTH COUNTY TOURISM DEVELOPMENT AUTHORITY.

H. B. 177, AN ACT TO VALIDATE A CONVEYANCE OF THE TOWN OF GREENEVERS.

H. B. 184, AN ACT TO AUTHORIZE THE CITY OF RALEIGH TO PERFORM CERTAIN ACTIVITIES NOT CURRENTLY ALLOWED BY ITS CHARTER OR STATE STATUTE.

H. B. 203, AN ACT TO AMEND THE CHARTER OF THE TOWN OF CLARKTON.

H. B. 209, AN ACT TO REPEAL THE LAW CREATING THE "CITY-COUNTY RADIO AND IDENTIFICATION BUREAU COMMISSION" IN BUNCOMBE COUNTY.

H. B. 296, AN ACT MAKING TECHNICAL CORRECTIONS IN CHAPTER 24, SESSION LAWS OF 1985.

CALENDAR

Action is taken on the following:

H. B. 278, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MADISON.

On motion of Representative McAlister, Committee Amendment No. 1. is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 109.

Voting in the negative: None.

Excused absences: Representatives Barnhill and Spoon — 2.

H. B. 250, A BILL TO BE ENTITLED AN ACT TO VERIFY THE BOUNDARIES OF THE TOWN OF KING.

On motion of Representative M. Hall, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Hackney, A. Hall, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 108.

Voting in the negative: None.

Excused absences: Representatives Barnhill and Spoon — 2.

H. B. 241, A BILL TO BE ENTITLED AN ACT TO APPROVE THE PRIVATE SALE OF REAL PROPERTY BY THE ALBEMARLE CITY SCHOOL ADMINISTRATIVE UNIT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 92, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN ROWAN COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 94, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MONROE CITY BOARD OF EDUCATION TO PAY ITS TEN-MONTH EMPLOYEES ON OR BEFORE THE SIXTEENTH OF EACH MONTH, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 239, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN NONSTUDENTS TO RIDE ON SCHOOL BUSES IN HYDE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 36, A BILL TO BE ENTITLED AN ACT TO REQUIRE DRAFT REGISTRATION OF CERTAIN MILITARY DEPENDENTS FOR SCHOLARSHIP AND IN-STATE TUITION PURPOSES, passes its third reading, by electronic vote (88-21), and is ordered enrolled.

Committee Substitute for H. B. 101, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR PURCHASE, POSSESSION AND CONSUMPTION OF MALT BEVERAGES AND UNFORTIFIED WINE.

Representative Lilley offers Amendment No. 1.

Representative Lilley calls the previous question on the amendment and the call is sustained by electronic vote (109-6).

Amendment No. 1. fails of adoption by electronic vote (41-76).

Representative Nesbitt offers Amendment No. 2.

Representative Nesbitt calls the previous question on Amendment No. 2 and the call is sustained by electronic vote (109-5).

Amendment No. 2 is adopted by electronic vote (75-40).

Representative Miller calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (100-17).

Representative Miller objects to the third reading. The bill remains on the Calendar.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 151, A BILL TO BE ENTITLED AN ACT TO TREAT ADOPTED AND NATURAL PERSONS ALIKE FOR PURPOSES OF GRANTS AND DEVISES, passes its second reading, by electronic vote (94-3).

Representative Fitch objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 182, A BILL TO BE ENTITLED AN ACT TO PROVIDE A FAIR PROCEDURE IN PARTITION SALES, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 100, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO THE NORTH CAROLINA HAZARDOUS WASTE TREATMENT COMMISSION UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, passes its second reading, by electronic vote (97-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 249, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TEMPORARY VEHICLE REGISTRATION PLATES OR MARKERS ARE EFFECTIVE FOR A MAXIMUM OF THIRTY DAYS INSTEAD OF TWENTY DAYS, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 252, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SALE OF PRODUCTS PRODUCED BY INMATES TO PUBLIC INSTITUTIONS OUTSIDE THE STATE OF NORTH CAROLINA, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 258, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CONTINUATION OF THE UTILITY REVIEW COMMITTEE AS THE JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE, passes its second reading, by electronic vote (77-23).

Representative Mothershead objects to the third reading. The bill remains on the Calendar.

On motion of Representative Lilley, seconded by Representative Quinn, the House adjourns to reconvene March 29 at 11:00 a.m.

THIRTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, March 29, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Brubaker, Fletcher, Hughes, Spoon, and Wicker for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Locks for the Committee on Aging:

H. B. 194, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CERTIFICATION OF ADULT DAY CARE PROGRAMS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 2. The original bill is placed on the Unfavorable Calendar.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 130, A BILL TO BE ENTITLED AN ACT TO ALLOW MODIFICATION OF A CHILD CUSTODY OR SUPPORT ORDER IN A DIFFERENT COUNTY, with a favorable report.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 134, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE INDIVIDUAL AND CONSUMER FINANCE LENDERS TO CHARGE UP TO EIGHTEEN PERCENT INTEREST ON SMALL LOANS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for April 2. The original bill is placed on the Unfavorable Calendar.

By Representative Barnes for the Committee on Corrections:

H. B. 253, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING THE CORRECTIONAL SYSTEM with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 2. The original bill is placed on the Unfavorable Calendar.

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 144, A BILL TO BE ENTITLED AN ACT TO PROVIDE RETIREMENT BENEFITS TO PERMANENT PART-TIME EMPLOYEES IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Bumgardner, Hightower, Justus, Quinn, and Wood:

H. J. R. 317, A JOINT RESOLUTION DESIGNATING THE FIRST WEEK OF EVERY MONTH AS "BUY ONLY AMERICAN WEEK" AND TO HONOR THE MEMORY OF NORTH CAROLINIANS WHO HELPED TO BUILD NORTH CAROLINA'S TEXTILE INDUSTRY, is referred to the Committee on Rules and Operation of the House.

By Representatives N. J. Crawford, J. W. Crawford, and Justus:

H. B. 318, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE VOLUNTARY REGISTRATION AND DEDICATION OF NATURAL AREAS, is referred to the Committee on Natural and Economic Resources.

By Representatives Tyndall, Blue, Brown, Dawkins, DeVane, Edwards, Bruce Ethridge, Fletcher, Foster, Fussell, Gardner, Hudson, Huffman, Lineberry, Murphy, Sparrow, Stamey, and Wiser:

H. B. 319, A BILL TO BE ENTITLED AN ACT TO RETAIN VOCATIONAL TEACHERS ELIMINATED BY LOSS OF FEDERAL FUNDING, is referred to the Committee on Education.

By Representatives Tyndall, Blue, Brown, Dawkins, DeVane, Edwards, Bruce Ethridge, Fletcher, Foster, Fussell, Gardner, Hudson, Murphy, Sparrow, Stamey, and Wiser:

H. J. R. 320, A JOINT RESOLUTION APPROVING THE STATE PLAN FOR VOCATIONAL EDUCATION, is referred to the Committee on Rules and Operation of the House.

By Representatives Tyndall, Anderson, Barker, Bruce Ethridge, Fletcher, Hudson, Hurst, Lilley, Murphy, and Nye:

H. B. 321, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION AND OPERATION OF A REGIONAL SOCIAL SETTING DETOXIFICATION FACILITY IN ONSLOW COUNTY, is referred to the Committee on Mental Health.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 60, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO DISCIPLINE AND DISBARMENT OF ATTORNEYS AT LAW, is

read the first time and is referred to the Committee on Courts and Administration of Justice.

S. B. 51, A BILL TO BE ENTITLED AN ACT TO REPEAL LOCAL LEGISLATION PERMITTING THE SALE OF ROCK FISH IN HALIFAX AND NORTHAMPTON COUNTIES, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 108, A BILL TO BE ENTITLED AN ACT TO ALLOW ROWAN COUNTY ORDINANCES REGULATING WASTE DISPOSAL TO APPLY COUNTYWIDE, AND TO AUTHORIZE ROWAN COUNTY TO ENTER INTO LONG TERM CONTRACTS FOR DISPOSAL OF SOLID WASTE, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 117, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 381 OF THE PRIVATE LAWS OF NORTH CAROLINA, 1905, AS IT RELATES TO THE DESIGNATION OF THE KINGS MOUNTAIN GRADED SCHOOL DISTRICT, is read the first time and is referred to the Committee on Local Government No. 2.

H. B. 202, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN CERTAIN CIRCUMSTANCES VACANCIES IN THE BOARD OF EDUCATION OF WATAUGA COUNTY BE FILLED ONLY UNTIL THE NEXT GENERAL ELECTION, is returned for concurrence in Senate amendment and is placed on the Calendar for April 1.

S. B. 83, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE REGULATION OF WORKERS' COMPENSATION SELF-INSURANCE FROM THE INDUSTRIAL COMMISSION TO THE DEPARTMENT OF INSURANCE, is read the first time and is referred to the Committee on Insurance.

CALENDAR

Action is taken on the following:

H. B. 278, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MADISON.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Barker, Barnhill, Beall, Beard, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hurst, James, Jeralds, Jones, Justus, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Rhodes, Sizemore, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Barbee, Brubaker, Fletcher, Hughes, Spoon, and Wicker — 6.

H. B. 250, A BILL TO BE ENTITLED AN ACT TO VERIFY THE BOUNDARIES OF THE TOWN OF KING.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Greenwood, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Richardson, Robinson, Sizemore, Stamey, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 96.

Voting in the negative: None.

Excused absences: Representatives Barbee, Brubaker, Fletcher, Hughes, Spoon, and Wicker — 6.

H. B. 200, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN CERTAIN TOWNSHIPS OF MOORE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 201, A BILL TO BE ENTITLED AN ACT TO REGULATE THE SHINING OF LIGHTS IN DEER AREAS IN MOORE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 231, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN HOKE COUNTY.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 101, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR PURCHASE, POSSESSION AND CONSUMPTION OF MALT BEVERAGES AND UNFORTIFIED WINE.

Representative Nesbitt offers Amendment No. 3.

Representative Nesbitt calls the previous question on the amendment and the call is sustained by electronic vote (83-21).

Amendment No. 3 is adopted by electronic vote (78-25).

Representative Privette offers Amendment No. 4 which fails of adoption by electronic vote (28-74).

Representative Miller calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (90-14), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 151, A BILL TO BE ENTITLED AN ACT TO TREAT ADOPTED AND NATURAL PERSONS ALIKE FOR PURPOSES OF GRANTS AND DEVISES, passes its third reading, by electronic vote (100-1), and is ordered sent to the Senate.

H. B. 258, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CONTINUATION OF THE UTILITY REVIEW COMMITTEE AS THE JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE, passes its third reading, by electronic vote (92-6), and is ordered sent to the Senate.

S. B. 105, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 20 TO GRANDFATHER TRUCK WEIGHT LIMITATIONS FOR PACKAGED FERTILIZER AND AGRICULTURAL LIME, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for H. J. R. 10, A JOINT RESOLUTION URGING CONGRESS AND THE PRESIDENT TO TAKE ACTION NECESSARY TO MODERATE THE GROWTH OF TEXTILE AND APPAREL IMPORTS, is returned for concurrence in Senate amendment.

On motion of Representative Bumgardner, the rules are suspended and the resolution is placed on the Calendar for immediate consideration.

On motion of Representative Bumgardner, the House concurs in the Senate amendment and the resolution is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 36, AN ACT TO REQUIRE DRAFT REGISTRATION OF CERTAIN MILITARY DEPENDENTS FOR SCHOLARSHIP AND IN-STATE TUITION PURPOSES.

S. B. 92, AN ACT TO ABOLISH THE OFFICE OF CORONER IN ROWAN COUNTY.

S. B. 94, AN ACT TO ALLOW THE MONROE CITY BOARD OF EDUCATION TO PAY ITS TEN-MONTH EMPLOYEES ON OR BEFORE THE SIXTEENTH OF EACH MONTH.

S. B. 100, AN ACT TO APPOINT PERSONS TO THE NORTH CAROLINA HAZARDOUS WASTE TREATMENT COMMISSION UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE.

H. B. 191, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

H. B. 16, AN ACT MAKING A TECHNICAL CORRECTION TO THE REVENUE LAWS.

H. B. 75, AN ACT TO MAKE CLEAR THAT THE PRIVILEGE LICENSE TAX ON PERSONS ENGAGED IN THE BUSINESS OF SELLING KNIVES AND OTHER WEAPONS DOES NOT APPLY TO PERSONS ENGAGED IN THE BUSINESS OF SELLING SLINGSHOTS.

H. B. 179, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF COLUMBUS.

On motion of Representative Lilley, seconded by Representative Hauser, the House adjourns to reconvene Monday, April 1, at 8:00 p.m.

FORTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, April 1, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of March 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Justus for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Clark for the Committee on Alcoholic Beverage Control:

H. B. 165, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE ABC COMMISSION TO PRESCRIBE ADMINISTRATIVE PENALTIES FOR ALLOWING GAMBLING IN ABC ESTABLISHMENTS, with a favorable report.

H. B. 260, A BILL TO BE ENTITLED AN ACT TO REPEAL CHAPTER 318 OF THE 1967 SESSION LAWS AND BRING DARE COUNTY UNDER THE GENERAL STATUTES GOVERNING ALCOHOLIC BEVERAGE CONTROL CONCERNING ENFORCEMENT, with a favorable report.

H. B. 261, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF LIQUOR A PERSON MAY PURCHASE AND POSSESS, with a favorable report.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 236, A BILL TO BE ENTITLED AN ACT TO REPEAL SECTION 146 OF CHAPTER 1034 OF THE 1983 SESSION (REGULAR SESSION, 1984) RELATING TO THE COMPARABLE WORTH STUDY, with a favorable report.

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 135, A BILL TO BE ENTITLED AN ACT TO ALLOW MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO TRANSFER MEMBER CONTRIBUTIONS IN THE TEACHERS' AND STATE EMPLOYEES' AND LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEMS TO THE SUPPLEMENTAL RETIREMENT INCOME PLAN, with a favorable report.

H. B. 175, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE TOWN OF WILKESBORO, with a favorable report, as amended.

H. B. 205, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF STATE TREASURER FOR ADMINISTRATION OF THE SUPPLEMENTAL RETIREMENT INCOME PLAN OF NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Payne for the Committee on Manufacturers and Labor:

H. B. 242, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INGREASED MINIMUM WAGE IF THE FEDERAL MINIMUM WAGE INCREASES, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Greenwood, Anderson, Barbee, Barker, Barnes, Beall, Beard, Blue, Bowman, Brannan, Brown, Buchanan, Chalk, Chapin, Church, Colton, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Hackney, Hasty, Hauser, Holroyd, Holt, Hudson, Hughes, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Nesbitt, Nye, Owens, Payne, Privette, Quinn, Richardson, Robinson, Sparrow, Tyndall, Tyson, Walker, E. Warren, Wicker, Wiser, Wood, and B. Woodard:

H. J. R. 322, A JOINT RESOLUTION TO PERMIT THE CONTINUANCE OF THE WORK OF THE LEGISLATIVE RESEARCH COMMISSION'S STUDY ON THE PROBLEMS OF AGING AS BEGUN UNDER RESOLUTION 86 OF THE 1977 SESSION AS AMENDED BY RESOLUTION 106 OF THE 1977 SESSION AND BY RESOLUTION 62 OF THE 1979 SESSION, AND AS REAUTHORIZED BY RESOLUTION 61 OF THE 1981 SESSION AND BY CHAPTER 905 OF THE 1983 SESSION, is referred to the Committee on Rules and Operation of the House.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 323, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BREVARD MUSIC CENTER FOR CAPITAL IMPROVEMENTS, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 324, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD TO ENTER INTO LONG-TERM CONTRACTS TO ESTABLISH A COMMUNITY ARTS FACILITY, is referred to the Committee on Local Government No. 2.

By Representatives Craven, Brown, Edwards, Hurst, Jeralds, Justus, Keesee-Forrester, Lancaster, Privette, and Tyson:

H. B. 325, A BILL TO BE ENTITLED AN ACT TO EXCLUDE ALL UNITED STATES ARMED FORCES RETIREMENT OR RETAINER PAY FROM GROSS INCOME, is referred to the Committee on Pensions and Retirement.

By Representatives Jones and E. Warren:

H. B. 326, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TOWN OWNED PROPERTY TO THE TOWN OF AYDEN, is referred to the Committee on Local Government No. 2.

By Representatives Wood, Brown, Privette, and Windley:

H. B. 327, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A ONE-TIME TAX PENALTY AMNESTY PROGRAM TO ENCOURAGE PAYMENT OF UNPAID OR UNREPORTED INCOME TAXES AND SALES AND USE TAXES AND TO INCREASE THE PUNISHMENT FOR TAX EVASION, is referred to the Committee on Judiciary No. 4.

By Representative Redwine:

H. B. 328, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT AND MAINTAIN ARTIFICIAL REEFS IN THE WATERS OFF BRUNSWICK COUNTY, is referred to the Committee on Appropriations.

By Representative Bumgardner:

H. B. 329, A BILL TO BE ENTITLED AN ACT TO ALLOW RETROACTIVE MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESERVE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representative Bumgardner:

H. B. 330, A BILL TO BE ENTITLED AN ACT TO INCORPORATE A SATELLITE AREA WITHIN THE CORPORATE LIMITS OF THE CITY OF MOUNT HOLLY, is referred to the Committee on Local Government No. 2.

By Representative McDowell:

H. B. 331, A BILL TO BE ENTITLED AN ACT TO PROVIDE COVERAGE OF OCCUPATIONAL THERAPISTS' SERVICES UNDER THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, is referred to the Committee on Appropriations.

By Representatives Keesee-Forrester, Allran, Boyd, Brawley, Brown, Chalk, Cochrane, Colton, Craven, Hauser, Huffman, Jones, Privette, and Wood:

H. B. 332, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ELECTRONIC TRANSMISSION OR RECORDING OF THE TESTIMONY OF CHILDREN IN CASES OF PHYSICAL OR SEXUAL ABUSE OF CHILDREN, is referred to the Committee on Courts and Administration of Justice.

By Representative Craven:

H. B. 333, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MOORE COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS, is referred to the Committee on Local Government No. 1.

By Representative Sparrow:

H. B. 334, A BILL TO BE ENTITLED AN ACT TO PERMIT MUNICIPAL LAND PLANNING ORDINANCES TO PERMIT MONEY INSTEAD OF LAND DEDICATION FOR RECREATIONAL PURPOSES, is referred to the Committee on Judiciary No. 4.

By Representatives Evans and James:

H. B. 335, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TRAPPING IN DARE COUNTY PRIOR TO THE END OF DEER SEASON OR PRIOR TO JANUARY 2 OF EACH YEAR, is referred to the Committee on Wildlife Resources.

By Representatives James and Hauser:

H. B. 336, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING DISCIPLINARY SUSPENSIONS OF EXCEPTIONAL CHILDREN, is referred to the Committee on Education.

By Representatives James and Hauser:

H. B. 337, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE COST ALLOCATION IN EXCEPTIONAL CHILDREN'S OUT-OF-DISTRICT PLACEMENT, is referred to the Committee on Education.

By Representatives James and Evans:

H. B. 338, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR A HISTORIC INVENTORY OF PASQUOTANK COUNTY, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 109, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SIXTH WARD FOR THE CITY OF NEW BERN, AND TO PROVIDE THAT THE MAYOR COUNTS TOWARD A QUORUM AND TOWARDS THE NUMBER OF VOTES NECESSARY TO PASS AN ORDINANCE, is read the first time and is referred to the Committee on Local Government No. 1.

H. B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES, is returned for concurrence in Senate amendment and is placed on the Calendar for April 2.

S. B. 85, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF WILLOW CREEK IN DAVIDSON COUNTY, is read the first time and is referred to the Committee on Local Government No. 1.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 169, AN ACT TO PROVIDE AN ADDITIONAL PROCEDURE BY WHICH THE CITY OF WINSTON-SALEM MAY ACQUIRE PROPERTY FOR PUBLIC PURPOSES BY EMINENT DOMAIN.

H. B. 178, AN ACT TO PERMIT PERSONS TO ENGAGE IN BUSINESS AS PAWNBROKERS IN UNINCORPORATED AREAS OF HARNETT COUNTY.

H. B. 217, AN ACT TO AMEND THE RALEIGH CITY CHARTER CONCERNING ZONING.

H. B. 221, AN ACT TO REPEAL THE CHARTER OF THE TOWN OF SHADY FOREST.

H. B. 224, AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY CONCERNING ZONING REGULATIONS.

H. B. 235, AN ACT TO PROVIDE THAT THE CABARRUS COUNTY BOARD OF EDUCATION SHALL BE ELECTED AT THE TIME OF THE PRIMARY.

H. B. 246, AN ACT TO CLARIFY THE EMPLOYMENT SECURITY LAW TO ASSURE COMPLIANCE WITH FEDERAL LAW REGARDING THE EMPLOYEES OF EDUCATIONAL SERVICE AGENCIES.

S. B. 105, AN ACT TO AMEND CHAPTER 20 TO GRANDFATHER TRUCK WEIGHT LIMITATIONS FOR PACKAGED FERTILIZER AND AGRICULTURAL LIME.

H. J. R. 10, A JOINT RESOLUTION URGING CONGRESS AND THE PRESIDENT TO TAKE ACTION NECESSARY TO MODERATE THE GROWTH OF TEXTILE AND APPAREL IMPORTS.

CALENDAR

Action is taken on the following:

H. B. 202, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN CERTAIN CIRCUMSTANCES VACANCIES IN THE BOARD OF EDUCATION OF WATAUGA COUNTY BE FILLED ONLY UNTIL THE NEXT GENERAL ELECTION.

On motion of Representative Cole, the House concurs in the Senate amendment, by electronic vote (108-0), and the bill is ordered enrolled.

H. B. 130, A BILL TO BE ENTITLED AN ACT TO ALLOW MODIFICATION OF A CHILD CUSTODY OR SUPPORT ORDER IN A DIFFERENT COUNTY, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 144, A BILL TO BE ENTITLED AN ACT TO PROVIDE RETIREMENT BENEFITS TO PERMANENT PART-TIME EMPLOYEES IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

On motion of Representative Fletcher, the bill is ordered engrossed and re-referred to the Committee on Appropriations.

On motion of Representative McDowell, H. B. 313, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE RESTORATION OF THE OLD CHOWAN COUNTY COURTHOUSE, is withdrawn from the Committee on Natural and Economic Resources and is re-referred to the Committee on Appropriations.

On motion of Representative Lilley, seconded by Representative Beall, the House adjourns to reconvene April 2 at 1:30 p.m.

FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 2, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Justus for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Foster for the Committee on Education:

H. B. 271, A BILL TO BE ENTITLED AN ACT TO GIVE LOCAL SCHOOL BOARDS FLEXIBILITY AS TO WHERE THEY MAINTAIN STUDENT RECORDS, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 283, A BILL TO BE ENTITLED AN ACT TO PROHIBIT UNSAFE MOVEMENTS IN PUBLIC VEHICULAR AREAS, with a favorable report.

Committee Substitute for S. B. 59, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO THE ELECTION OF COUNCILORS TO THE NORTH CAROLINA STATE BAR IN ORDER TO PROVIDE FOR UNIFORM RULES AND TERMS OF OFFICE, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 304, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GOVERNING BODY OF ANY COUNTY OR MUNICIPALITY TO DELEGATE THE AUTHORITY TO MAKE CERTAIN REFUNDS AND RELEASES OF PROPERTY TAXES, with a favorable report.

By Representative James for the Committee on Agriculture:

H. B. 277, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REQUIREMENTS FOR PESTICIDE APPLICATOR LICENSES FOR PILOTS, with a favorable report.

By Representative Quinn for the Committee on Finance:

H. B. 12, A BILL TO BE ENTITLED AN ACT REGARDING A CERTIFICATE OF RESALE, with a favorable report, as amended.

H. B. 272, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES COLLECTED BY THE BOARD OF MORTUARY SCIENCE, with a favorable report.

H. B. 279, A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS TO COLLECT AN EXAMINATION REVIEW FEE, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Lilley, Anderson, and Barker:

H. B. 339, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT AN ARTIFACT STORAGE FACILITY AND TO MAKE AUDIOVISUAL IMPROVEMENTS AT THE CASWELL-NEUSE STATE HISTORIC SITE, is referred to the Committee on Appropriations.

By Representatives Keesee-Forrester, Boyd, Cochrane, Colton, Fitch, Jones, Privette, and Wood:

H. B. 340, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH THE FAMILIES AND SCHOOLS TOGETHER (FAST) PROGRAM, is referred to the Committee on Appropriations.

By Representatives Keesee-Forrester, Boyd, Brawley, Cochrane, Colton, Craven, Edwards, Fitch, Jones, Privette, Sizemore, and Wood:

H. B. 341, A BILL TO BE ENTITLED AN ACT TO CREATE THE MISSING CHILDREN ACT OF 1985, is referred to the Committee on Children and Youth.

By Representatives Hurst, Bruce Ethridge, and Tyndall:

H. B. 342, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF JACKSONVILLE TO INCREASE ITS PARKING PENALTIES TO FIVE DOLLARS, is referred to the Committee on Finance.

On motion of Representative Payne, the rules are suspended and the following is introduced and read the first time.

By Representatives Payne, Fitch, Locks, and Privette:

H. B. 348, A BILL TO BE ENTITLED AN ACT REGARDING THE IDENTIFICATION AND LABELLING OF TOXIC AND HAZARDOUS SUBSTANCES, is referred to the Committee on Water and Air Resources.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 202, AN ACT TO PROVIDE THAT IN CERTAIN CIRCUMSTANCES VACANCIES IN THE BOARD OF EDUCATION OF WATAUGA COUNTY BE FILLED ONLY UNTIL THE NEXT GENERAL ELECTION.

H. B. 233, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF GARYSBURG.

H. B. 247, AN ACT TO AMEND THE EMPLOYMENT SECURITY LAW TO ENCOURAGE EMPLOYER PARTICIPATION IN ADULT COOPERATIVE EDUCATION.

CALENDAR

Action is taken on the following:

H. B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES.

On motion of Representative Wicker, the House concurs in the Senate amendment, by the following vote, and the bill is ordered enrolled. (Under Rule 20 (a) 4, the "ayes" and "noes" are recorded in the Journal.)

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Privette, Pulley, Quinn, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 106.

Voting in the negative: Representatives Decker, L. Etheridge, Mothershead, Windley, and Wood — 5.

Excused absences: Representative Justus.

H. B. 260, A BILL TO BE ENTITLED AN ACT TO REPEAL CHAPTER 318 OF THE 1967 SESSION LAWS AND BRING DARE COUNTY UNDER THE GENERAL STATUTES GOVERNING ALCOHOLIC BEVERAGE CONTROL CONCERNING ENFORCEMENT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 175, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE TOWN OF WILKESBORO.

On motion of Representative Brown, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute of H. B. 194, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CERTIFICATION OF ADULT DAY CARE PROGRAMS.

Representative Holt calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (85-28).

Representative Hightower objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 134, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE INDIVIDUAL AND CONSUMER FINANCE LENDERS TO CHARGE UP TO SIXTEEN PERCENT INTEREST ON SMALL LOANS, passes its second reading by electronic vote (107-4).

Representative Blue objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 253, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING THE CORRECTIONAL SYSTEM.

On motion of Representative Barnes, consideration of the bill is postponed until April 3.

H. B. 165, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE ABC COMMISSION TO PRESCRIBE ADMINISTRATIVE PENALTIES FOR ALLOWING GAMBLING IN ABC ESTABLISHMENTS.

On motion of Representative Blue, consideration of the bill is postponed until April 3.

H. B. 261, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF LIQUOR A PERSON MAY PURCHASE AND POSSESS.

On motion of Representative Evans, consideration of the bill is postponed until April 9.

H. B. 236, A BILL TO BE ENTITLED AN ACT TO REPEAL SECTION 146 OF CHAPTER 1034 OF THE 1983 SESSION (REGULAR SESSION, 1984) RELATING TO THE COMPARABLE WORTH STUDY.

Representative Pulley offers Amendment No. 1 which is adopted by electronic vote (99-13).

Representative Lilley offers Amendment No. 2 which is adopted.

Representative Wright offers Amendment No. 3 which is adopted.

Representative Wright calls the previous question on the passage of the bill and the call is sustained by electronic vote (100-8).

The bill, as amended, passes its second reading by electronic vote (92-21).

Representative Stamey objects to the third reading. The bill remains on the Calendar.

H. B. 135, A BILL TO BE ENTITLED AN ACT TO ALLOW MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO TRANSFER MEMBER CONTRIBUTIONS IN THE TEACHERS' AND STATE EMPLOYEES' AND LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEMS TO THE SUPPLEMENTAL RETIREMENT INCOME PLAN, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 242, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INCREASED MINIMUM WAGE IF THE FEDERAL MINIMUM WAGE INCREASES, passes its second reading, by electronic vote (74-28), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Michaux, the House adjourns to reconvene April 3 at 1:30 p.m.

FORTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 3, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bruce Ethridge, Justus, and Locks for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Barker for the Committee on Mental Health:

Committee Substitute for S. B. 80, A BILL TO BE ENTITLED AN ACT TO ASSURE CONTINUITY OF CARE FOR INDIVIDUALS WITH MENTAL RETARDATION, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 311, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ANNEXATION BY REFERENDUM IN TOWNS IN CRAVEN COUNTY WITH A POPULATION OF LESS THAN FIVE HUNDRED WHICH PROVIDE LESS THAN SIX OF THE SEVEN SERVICES NORMALLY NECESSARY TO RECEIVE POWELL BILL FUNDS, with a favorable report.

On motion of Representative Anderson, the rules are suspended and the bill is placed on today's Calendar.

H. B. 314, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE BLOCK GRANT FUNDS FOR CERTAIN OFFICIALS OF THE TOWN OF ELON COLLEGE, with a favorable report.

H. B. 315, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ELON COLLEGE, with a favorable report.

H. B. 333, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MOORE COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS, with an unfavorable report.

S. B. 108, A BILL TO BE ENTITLED AN ACT TO ALLOW ROWAN COUNTY ORDINANCES REGULATING WASTE DISPOSAL TO APPLY COUNTYWIDE, AND TO AUTHORIZE ROWAN COUNTY TO ENTER INTO LONG TERM CONTRACTS FOR DISPOSAL OF SOLID WASTE, with a favorable report.

S. B. 109, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SIXTH WARD FOR THE CITY OF NEW BERN, AND TO PROVIDE THAT THE MAYOR COUNTS TOWARD A QUORUM AND TOWARDS THE NUMBER OF VOTES NECESSARY TO PASS AN ORDINANCE, with a favorable report.

On motion of Representative Anderson, the rules are suspended and the bill is placed on today's Calendar.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 83, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF WENDELL AND TO REPEAL PRIOR LOCAL ACTS, with a favorable report, as amended.

H. B. 267, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STAGGERED TERMS ON THE EAST BEND TOWN BOARD OF COMMISSIONERS, with a favorable report, as amended.

H. B. 297, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF WAKE FOREST TO UTILIZE CONDITIONAL USE ZONING DISTRICTS, with a favorable report.

H. B. 298, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF ZEBULON TO UTILIZE CONDITIONAL USE ZONING DISTRICTS, with a favorable report.

H. B. 324, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD TO ENTER INTO LONG-TERM CONTRACTS TO ESTABLISH A COMMUNITY ARTS FACILITY, with a favorable report.

H. B. 330, A BILL TO BE ENTITLED AN ACT TO INCORPORATE A SATELLITE AREA WITHIN THE CORPORATE LIMITS OF THE CITY OF MOUNT HOLLY, with a favorable report.

S. B. 117, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 381 OF THE PRIVATE LAWS OF NORTH CAROLINA, 1905, AS IT RELATES TO THE DESIGNATION OF THE KINGS MOUNTAIN GRADED SCHOOL DISTRICT, with a favorable report.

By Representative Fussell for the Committee on Highway Safety:

Committee Substitute for S. B. 29, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER THEY ARE SAFE, with a favorable report.

Committee Substitute for S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES, with a favorable report.

On motion of Representative Wicker, H. B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES, is recalled from the Enrolling Office for further consideration.

Representative Wicker moves that the vote by which the House concurred in the Senate amendment be reconsidered and this motion carries.

On motion of Representative Wicker, the House does not concur in the Senate amendment, and conferees are requested.

The Speaker announces the appointment of Representatives Wicker, Nesbitt, and E. Warren as conferees and the Senate is so notified by Special Message.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Hunt:

H. B. 343, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE BOARD OF COMMUNITY COLLEGES, is referred to the Committee on Rules and Operation of the House.

By Representatives Hunt, Bumgardner, Church, Lilley and Sparrow:

H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE THE RAILROAD NEGOTIATING COMMISSION, is referred to the Committee on Rules and Operation of the House.

By Representatives N. J. Crawford and J. W. Crawford:

H. B. 345, A BILL TO BE ENTITLED AN ACT TO CREATE A COMMISSION ON STATE PARKS AND RECREATION AREAS, is referred to the Committee on Rules and Operation of the House.

By Representatives Redwine, Lancaster, Murphy, Nye, Payne, Wood, and Wright:

H. B. 346, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN NAMES ARE AFFIXED TO DISCHARGES AND RELEASES OF DEEDS OF TRUST OR OTHER INSTRUMENTS THE NAMES BE PRINTED OR TYPED SO AS TO BE LEGIBLE, is referred to the Committee on Judiciary No. 2.

By Representatives Beall, Anderson, Barker, Buchanan, N. J. Crawford, DeVane, Enloe, Evans, Fitch, Fletcher, Hightower, McAlister, and Redwine:

H. B. 347, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT COUNTIES ADMINISTER THE CHILD SUPPORT ENFORCEMENT PROGRAM, is referred to the Committee on Appropriations.

By Representative Brinkley:

H. B. 349, A BILL TO BE ENTITLED AN ACT TO ALLOW THE HERTFORD COUNTY BOARD OF EDUCATION TO LEASE LAND TO CITIES WITHOUT FINDING THAT THE LAND IS UNNECESSARY OR UNDESIRABLE FOR SCHOOL PURPOSES, is referred to the Committee on Local Government No. 1.

By Representative Wood:

H. B. 350, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY, AND TO MAKE CONFORMING CHANGES TO OTHER STATUTES AND TO OTHER SECTIONS OF THE CONSTITUTION CONCERNING ELECTIONS FOR OTHER OFFICERS AND FILLING VACANCIES, is referred to the Committee on Judiciary No. 1.

By Representatives Hunter, DeVane, Hasty, Locks, and C. Woodard:

H. B. 351, A BILL TO BE ENTITLED AN ACT TO CAUSE THE SURVIVING DESIGNATED BENEFICIARY OF A DECEASED DISABLED MEMBER OF ANY OF THE STATE-ADMINISTERED RETIREMENT SYSTEMS WHO DID NOT LIVE TO THE EFFECTIVE DATE OF A DISABILITY RETIREMENT TO BE PAID A MONTHLY RETIREMENT ALLOWANCE EQUAL TO THE ONE HUNDRED PERCENT JOINT SURVIVORSHIP ALLOWANCE WHICH COULD OTHERWISE HAVE BEEN PAID HAD THE MEMBER LIVED TO THE EFFECTIVE DATE OF A DISABILITY RETIREMENT, is referred to the Committee on Pensions and Retirement.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 32, A BILL TO BE ENTITLED AN ACT TO PERMIT ENFORCEMENT OF ALIMONY JUDGEMENTS WHILE ON APPEAL, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 129, A BILL TO BE ENTITLED AN ACT TO PERMIT CRAVEN COUNTY TO CONSTRUCT AND LEASE A NATURAL GAS LINE AND PARTICIPATE IN CONSTRUCTION OF AN ELECTRICAL POWER LINE, is read the first time and is referred to the Committee on Local Government No. 1.

H. B. 91, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NOMINATION OF MEMBERS OF THE STATE BOARD OF ELECTIONS BY THE STATE POLITICAL PARTY CHAIRMEN, AND CONCERNING THE TERM OF OFFICE OF THE EXECUTIVE SECRETARY-DIRECTOR, is returned for concurrence in Senate amendment and is placed on the Calendar for April 4.

S. B. 118, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF RHODHISS TO PROVIDE FOR A FOUR-YEAR TERM FOR THE MAYOR AND STAGGERED FOUR-YEAR TERMS FOR THE BOARD OF COMMISSIONERS, is read the first time and is referred to the Committee on Election Laws.

S. B. 132, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LIMITATION ON THE NUMBER OF MEMBERS OF A POLITICAL PARTY WHO MAY SERVE ON THE ASHEBORO CITY BOARD OF EDUCATION, AND TO CLARIFY THAT ABSENTEE VOTING IS ALLOWED, is read the first time and is referred to the Committee on Local Government No. 2.

CALENDAR

Action is taken on the following:

H. B. 272, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES COLLECTED BY THE BOARD OF MORTUARY SCIENCE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, Hurst, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: Representatives Ballance, Hughes, and Noles — 3.

Excused absences: Representatives Bruce Ethridge, Justus, and Locks — 3.

H. B. 279, A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS TO COLLECT AN EXAMINATION REVIEW FEE.

On motion of Representative Hightower, the bill is re-referred to the Committee on State Government by electronic vote (74-35).

H. B. 311, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ANNEXATION BY REFERENDUM IN TOWNS IN CRAVEN COUNTY WITH A POPULATION OF LESS THAN FIVE HUNDRED WHICH PROVIDE LESS THAN SIX OF THE SEVEN SERVICES NORMALLY NECESSARY TO RECEIVE POWELL BILL FUNDS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jones, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 106.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Bruce Ethridge, Justus, and Locks — 4.

S. B. 109, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SIXTH WARD FOR THE CITY OF NEW BERN, AND TO PROVIDE THAT THE MAYOR COUNTS TOWARD A QUORUM AND TOWARDS THE NUMBER OF VOTES NECESSARY TO PASS AN ORDINANCE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jones, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 104.

Voting in the negative: Representative Ligon.

Excused absences: Representatives Brubaker, Bruce Ethridge, Justus, and Locks — 4.

Committee Substitute for H. B. 194, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CERTIFICATION OF ADULT DAY CARE PROGRAMS.

Representative Blue offers Amendment No. 1 which is adopted by electronic vote (106-0).

Representative Hightower offers Amendment No. 2 which is adopted by electronic vote (106-4).

Representative Sizemore offers Amendment No. 3.

On motion of Representative Holt, seconded by Representative Ballance, Amendment No. 3 is tabled by electronic vote (64-47).

Representative Holt calls the previous question on the passage of the bill and the call is sustained by electronic vote (81-30).

The bill, as amended, passes its third reading, by electronic vote (83-29), and is ordered engrossed and sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
April 3, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendment to H. B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES, and requests conferees, the President appoints Senators Royall, Soles, and Rand on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Resectfully,
S/ SYLVIA M. FINK
Principal Clerk

Committee Substitute for H. B. 134, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE INDIVIDUAL AND CONSUMER FINANCE LENDERS TO CHARGE UP TO SIXTEEN PERCENT INTEREST ON SMALL LOANS, passes its third reading, by electronic vote (103-6), and is ordered sent to the Senate.

H. B. 236, A BILL TO BE ENTITLED AN ACT TO REPEAL SECTION 146 OF CHAPTER 1034 OF THE 1983 SESSION (REGULAR SESSION, 1984) RELATING TO THE COMPARABLE WORTH STUDY.

Representative Mavretic offers Amendment No. 4 which is adopted by electronic vote (112-0).

The bill, as amended, passes its third reading, by electronic vote (95-17), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 253, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING THE CORRECTIONAL SYSTEM, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 165, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE ABC COMMISSION TO PRESCRIBE ADMINISTRATIVE PENALTIES FOR ALLOWING GAMBLING IN ABC ESTABLISHMENTS.

On motion of Representative Wright, the bill is re-referred to the Committee on Alcoholic Beverage Control.

H. B. 271, A BILL TO BE ENTITLED AN ACT TO GIVE LOCAL SCHOOL BOARDS FLEXIBILITY AS TO WHERE THEY MAINTAIN STUDENT RECORDS, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 283, A BILL TO BE ENTITLED AN ACT TO PROHIBIT UNSAFE MOVEMENTS IN PUBLIC VEHICULAR AREAS, passes its second reading, by electronic vote (103-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for S. B. 59, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO THE ELECTION OF COUNCILORS TO THE NORTH CAROLINA STATE BAR IN ORDER TO PROVIDE FOR UNIFORM RULES AND TERMS OF OFFICE, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 304, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GOVERNING BODY OF ANY COUNTY OR MUNICIPALITY TO DELEGATE THE AUTHORITY TO MAKE CERTAIN REFUNDS AND RELEASES OF PROPERTY TAXES.

Representative Kennedy offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 277, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REQUIREMENTS FOR PESTICIDE APPLICATOR LICENSES FOR PILOTS, passes its second reading, by electronic vote (100-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 12, A BILL TO BE ENTITLED AN ACT REGARDING A CERTIFICATE OF RESALE.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

Representative Mavretic offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill, amended, passes its third reading and is ordered engrossed and sent to the Senate.

On motion of Representative Lilley, seconded by Representative Hackney, the House adjourns to reconvene April 4 at 1:30 p.m.

FORTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, April 4, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Diamont, Jeralds, and Justus for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 8. The original is placed on the Unfavorable Calendar.

H. B. 312, A BILL TO BE ENTITLED AN ACT TO AMEND THE BUSINESS CORPORATION ACT TO AUTHORIZE CORPORATIONS TO ISSUE STOCK REDEEMABLE AT THE SHAREHOLDER'S OPTION, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 251, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITAL BIDDING PROCEDURES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 8. The original bill is placed on the Unfavorable Calendar.

By Representative Barbee for the Committee on Transportation:

H. B. 255, A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTORY REFERENCES RELATING TO OVERLOADING OF MOTOR VEHICLES, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Evans and James:

H. B. 352, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MUSEUM OF THE ALBEMARLE, THE NORTHEASTERN SERVICE BRANCH OF THE NORTH CAROLINA MUSEUM OF HISTORY, is referred to the Committee on Appropriations.

By Representatives Evans and James:

H. B. 353, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE RESTORATION OF THE CHICAMACOMICO LIFESAVING STATION IN RODANTHE, is referred to the Committee on Appropriations.

By Representatives Evans and James:

H. B. 354, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN INVENTORY OF ARCHITECTURALLY AND HISTORICALLY SIGNIFICANT STRUCTURES AND SITES IN CHOWAN COUNTY, is referred to the Committee on Appropriations.

By Representatives Lilley, Anderson, and Barker:

H. B. 355, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE GRAINGER STADIUM IN KINSTON, is referred to the Committee on Appropriations.

By Representatives Hauser, N. J. Crawford, Creecy, Edwards, Bruce Ethridge, Gist, Hackney, Keesee-Forrester, Kennedy, Locks, Michaux, Miller, Nesbitt, Privette, and Richardson:

H. B. 356, A BILL TO BE ENTITLED AN ACT TO REQUIRE A JUDICIAL OFFICIAL TO STATE THE REASON(S) FOR REQUIRING A SECURED BAIL BOND AS A CONDITION OF PRETRIAL RELEASE, is referred to the Committee on Courts and Administration of Justice.

By Representatives N. J. Crawford, Blue, Colton, J. W. Crawford, Greenwood, Hunt, Miller, Nesbitt, and Wood:

H. B. 357, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CAPITAL IMPROVEMENT PROJECTS AT VARIOUS STATE PARKS AND RECREATION AREAS, is referred to the Committee on Appropriations.

By Representatives Rhyne, R. Warren, Windley, and Wood:

H. B. 358, A BILL TO BE ENTITLED AN ACT TO DEFINE "NET VALUE" FOR EQUITABLE DISTRIBUTION, is referred to the Committee on Judiciary No. 4.

By Representative Murphy:

H. B. 359, A BILL TO BE ENTITLED AN ACT TO ALLOW DUPLIN COUNTY TO MAKE AN ADDITION TO A COUNTY BUILDING WITH ITS OWN PERSONNEL, is referred to the Committee on Local Government No. 1.

By Representatives Quinn, Privette, Tallent, and Wood:

H. B. 360, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN CONDEMNED LAND IS NO LONGER NEEDED IT SHALL FIRST BE OFFERED TO THE OWNER FROM WHOM IT WAS PURCHASED, is referred to the Committee on Local Government No. 2.

By Representatives Evans and James:

H. B. 361, A BILL TO BE ENTITLED AN ACT TO REALLOCATE FUNDS APPROPRIATED FOR CIVIL WORKS PROJECTS, is referred to the Committee on Appropriations.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 362, A BILL TO BE ENTITLED AN ACT AMENDING THE ASHEVILLE CHARTER CONCERNING THE VOTING RIGHTS OF THE MAYOR, is referred to the Committee on Local Government No. 2.

By Representatives Cromer, Buchanan, M. Hall, and Wood:

H. B. 363, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SIMPLIFIED PROCEDURE FOR APPOINTMENT OF A PARENT OF A MENTALLY INCOMPETENT PERSON AS HIS GUARDIAN, is referred to the Committee on Mental Health.

By Representatives Wood and Windley:

H. B. 364, A BILL TO BE ENTITLED AN ACT TO MOVE THE PRIMARY TO AUGUST SO AS TO REDUCE THE LENGTH OF CAMPAIGNS, is referred to the Committee on Election Laws.

By Representative Mavretic:

H. B. 365, A BILL TO BE ENTITLED AN ACT TO CONFORM THE GENERAL STATUTE AUTHORIZING AND ESTABLISHING THE OPTIONAL RETIREMENT PROGRAM TO LATER ACTION OF THE GENERAL ASSEMBLY WITH RESPECT TO TAX TREATMENT OF STATE RETIREMENT CONTRIBUTIONS AND STRUCTURE OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Pensions and Retirement.

By Representatives E. Warren and Jones:

H. B. 366, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN GREENE COUNTY, is referred to the Committee on Local Government No. 2.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 121, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MARIETTA AND TO REPEAL PRIOR LOCAL ACTS, is read the first time and is referred to the Committee on Local Government No. 1.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 158, AN ACT TO REGULATE TERMS OF TRUSTEES OF INSTITUTIONS OF THE COMMUNITY COLLEGE SYSTEM.

H. B. 160,AN ACT REPEALING THE AUTHORITY OF ABC STORES TO SELL NATIVE UNFORTIFIED WINE.

S. B. 59, AN ACT TO AMEND THE STATUTES RELATING TO THE ELECTION OF COUNCILORS TO THE NORTH CAROLINA STATE BAR IN ORDER TO PROVIDE FOR UNIFORM RULES AND TERMS OF OFFICE.

CALENDAR

Action is taken on the following:

H. B. 91, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NOMINATION OF MEMBERS OF THE STATE BOARD OF ELECTIONS BY THE STATE POLITICAL PARTY CHAIRMEN, AND CONCERNING THE TERM OF OFFICE OF THE EXECUTIVE SECRETARY-DIRECTOR.

On motion of Representative Beall, the House concurs in the Senate amendment, by electronic vote (74-33), and the bill is ordered enrolled.

Representative Wicker sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

H. B. 88, 2nd edition

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 88, Second Edition engrossed, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES, wish to report as follows:

The House concurs in Senate Amendment #1 with an amendment on page 2, lines 10 and 12, delete the words "statement beginning" both places those words appear, and substituting in both places "word", and on page 2, lines 8 and 11, changing the word "amendments" to "amendment".

And the Senate concurs in the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 4th day of April, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Kenneth C. Royall, Jr.	S/ Dennis A. Wicker
S/ Anthony E. Rand	S/ Edward N. Warren
S/ R. C. Soles, Jr.	S/ Martin L. Nesbitt

The Conference Report is adopted, by electronic vote (105-2), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
April 4, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on H. B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

CALENDAR (continued)

H. B. 311, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ANNEXATION BY REFERENDUM IN TOWNS IN CRAVEN COUNTY WITH A POPULATION OF LESS THAN FIVE HUNDRED WHICH PROVIDE LESS THAN SIX OF THE SEVEN SERVICES NORMALLY NECESSARY TO RECEIVE POWELL BILL FUNDS.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins,

Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Huffman, Hughes, Hunt, Hunter, Hurst, James, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, and C. Woodard — 106.

Voting in the negative: None.

Excused absences: Representatives Diamont, Jeralds, and Justus — 3.

S. B. 109, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SIXTH WARD FOR THE CITY OF NEW BERN, AND TO PROVIDE THAT THE MAYOR COUNTS TOWARD A QUORUM AND TOWARDS THE NUMBER OF VOTES NECESSARY TO PASS AN ORDINANCE.

The bill passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Huffman, Hughes, Hunt, Hunter, Hurst, James, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, and B. Woodard — 105.

Voting in the negative: None.

Excused absences: Representatives Diamont, Jeralds, and Justus — 3.

H. B. 315, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ELON COLLEGE, passes it second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Watkins, Windley, Wiser, B. Woodard, and C. Woodard — 102.

Voting in the negative: None.

Excused absences: Representatives Diamont, Jeralds, and Justus — 3.

H. B. 83, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF WENDELL AND TO REPEAL PRIOR LOCAL ACTS.

On motion of Representative Fussell, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Watkins, Wicker, Windley, Wiser, B. Woodard, and C. Woodard — 103.

Voting in the negative: None.

Excused absences: Representatives Diamont, Jeralds, and Justus — 3.

H. B. 330, A BILL TO BE ENTITLED AN ACT TO INCORPORATE A SATELLITE AREA WITHIN THE CORPORATE LIMITS OF THE CITY OF MOUNT HOLLY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gist, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Watkins, Wicker, Windley, Wiser, B. Woodard and C. Woodard — 101.

Voting in the negative: None.

Excused absences: Representatives Diamont, Jeralds, and Justus — 3.

H. B. 314, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE BLOCK GRANT FUNDS FOR CERTAIN OFFICIALS OF THE TOWN OF ELON COLLEGE, passes its second reading and there being no objection is read third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 108, A BILL TO BE ENTITLED AN ACT TO ALLOW ROWAN COUNTY ORDINANCES REGULATING WASTE DISPOSAL TO APPLY COUNTYWIDE, AND TO AUTHORIZE ROWAN COUNTY TO ENTER INTO LONG TERM CONTRACTS FOR DISPOSAL OF SOLID WASTE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 267, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STAGGERED TERMS ON THE EAST BEND TOWN BOARD OF COMMISSIONERS.

On motion of Representative Holmes, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 297, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF WAKE FOREST TO UTILIZE CONDITIONAL USE ZONING DISTRICTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 298, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF ZEBULON TO UTILIZE CONDITIONAL USE ZONING DISTRICTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 117, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 381 OF THE PRIVATE LAWS OF NORTH CAROLINA, 1905, AS IT RELATES TO THE DESIGNATION OF THE KINGS MOUNTAIN GRADED SCHOOL DISTRICT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 272, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES COLLECTED BY THE BOARD OF MORTUARY SCIENCE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hunter, Hurst, James, Jones, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, B. Woodard, and C. Woodard — 105.

Voting in the negative: Representatives Ballance and Noles — 2.

Excused absences: Representatives Diamont, Esposito, Jeralds, and Justus — 4.

Committee Substitute for S. B. 80, A BILL TO BE ENTITLED AN ACT TO ASSURE CONTINUITY OF CARE FOR INDIVIDUALS WITH MENTAL RETARDATION.

On motion of Representative Barker, consideration of the bill is postponed until April 10.

H. B. 324, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD TO ENTER INTO LONG-TERM CONTRACTS TO ESTABLISH A COMMUNITY ARTS FACILITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for S. B. 29, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER THEY ARE SAFE, passes its second reading by electronic vote (85-27).

Representative James objects to the third reading. The bill remains on the Calendar.

Committee Substitute for S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES.

On motion of Representative C. Woodard, the bill is re-referred to the Committee on Highway Safety.

On motion of Representative Tyndall, H. B. 186, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STATE FUNDING OF VOCATIONAL EDUCATION UNDER THE FEDERAL VOCATIONAL EDUCATION ACT, is withdrawn from the Committee on Appropriations and is re-referred to the Committee on Education.

Under Rule 37, Representative McAlister moves that H. B. 333, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MOORE COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS, be removed from the Unfavorable Calendar and this motion carries. The Chair rules that this motion carries by a two-third's majority.

On motion of Representative McAlister, the bill is re-referred to the Committee on Local Government No. 1.

On motion of Representative Lilley, seconded by Representative DeVane, the House adjourns to reconvene April 4 at 10:00 a.m.

FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, April 5, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Beard, Brubaker, Diamont, Jones, Justus, Ligon, Pool, and Wright for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Lancaster, Chalk, Cromer, Decker, Nye, Privette, Windley, Wood, and C. Woodard, and Wright:

H. B. 367, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HAPPY HOURS, is referred to the Committee on Judiciary No. 3.

By Representatives Lancaster, Allran, Chalk, Fitch, Hauser, Nye, Pulley, Windley, Wood, C. Woodard, and Wright:

H. B. 368, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURANCE POINTS FROM BEING ASSESSED AFTER A SPEEDING CONVICTION IN CERTAIN INSTANCES, is referred to the Committee on Insurance.

By Representatives Mavretic, Duncan, Fitch, Hackney, A. Hall, Hunter, Nesbitt, Payne, Pool, Pulley, and Wicker:

H. B. 369, A BILL TO BE ENTITLED AN ACT TO CLARIFY DISABILITY RETIREMENT BENEFITS FOR APPELLATE AND SUPERIOR COURT JUDGES IN SERVICE PRIOR TO JANUARY 1, 1974, is referred to the Committee on Pensions and Retirement.

By Representative Murphy:

H. B. 370, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSION FOR HEALTH SERVICES TO EXEMPT CHILDREN ALREADY ENROLLED IN SCHOOL FROM NEW IMMUNIZATION REQUIREMENTS, is referred to the Committee on Health.

By Representative Murphy:

H. B. 371, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR A RECORD SEARCH OR FOR A COPY OF A VITAL RECORD, is referred to the Committee on Finance.

By Representatives Murphy and Fitch:

H. B. 372, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 130A-5 TO AUTHORIZE THE SECRETARY TO REVIEW AND EXAMINE MEDICAL RECORDS AND TO DECLARE ALL MEDICAL RECORDS IN THE POSSESSION OF THE DEPARTMENT OF HUMAN RESOURCES AND LOCAL HEALTH DEPARTMENTS TO BE CONFIDENTIAL, is referred to the Committee on Health.

By Representatives Evans and James:

H. B. 373, A BILL TO BE ENTITLED AN ACT TO CHANGE THE BOUNDARY LINE BETWEEN THE TOWNS OF SOUTHERN SHORES AND KITTY HAWK, is referred to the Committee on Local Government No. 1.

By Representatives Cromer, Brown, Chalk, Cochrane, N. J. Crawford, Decker, M. Hall, Holmes, Ligon, Lutz, Owens, Privette, R. Warren, Windley, and Wood:

H. B. 374, A BILL TO BE ENTITLED AN ACT TO REQUIRE MANDATORY IMPRISONMENT OF PERSONS SELLING OR DELIVERING CONTROLLED SUBSTANCES TO CHILDREN UNDER THIRTEEN YEARS OLD; AND TO MAKE PERSONS WHO SELL OR DISTRIBUTE DRUGS TO CERTAIN TEENAGERS, WHO IN TURN SELL OR DISTRIBUTE THE DRUGS TO CHILDREN, PUNISHABLE AS IF THEY HAD DELIVERED OR SOLD THE DRUGS DIRECTLY TO THE CHILDREN, is referred to the Committee on Judiciary No. 4.

By Representatives Craven, Allran, Boyd, Chalk, Cochrane, Decker, Duncan, Esposito, Hege, Holmes, Keesee-Forrester, Noles, Privette, Sizemore, R. Warren, Windley, and Wood:

H. B. 375, A BILL TO BE ENTITLED AN ACT TO GIVE THE PEOPLE OF NORTH CAROLINA THE RIGHT TO VOTE ON A CONSTITUTIONAL AMENDMENT PROVIDING FOR A GUBERNATORIAL VETO, is referred to the Committee on Constitutional Amendments.

By Representatives Sparrow, Stamey, and Wiser:

H. B. 376, A BILL TO BE ENTITLED AN ACT TO PROVIDE A LOCAL SUPPLEMENTAL RETIREMENT BENEFIT FUND FOR FIRE FIGHTERS IN THE TOWN OF CARY AND TO MODIFY THE APPLICATION OF G. S. 118-5 AND G. S. 118-7, is referred to the Committee on Pensions and Retirement.

By Representative Clark:

H. B. 377, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA CONDOMINIUM ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representatives Fletcher, Ballance, Beall, Brannan, Bumgardner, Colton, N. J. Crawford, Dawkins, Bruce Ethridge, Hudson, Murphy, Sparrow, Tyndall, and Wiser:

H. B. 378, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STATE ASSUMPTION OF THE NONFEDERAL COST FOR PATIENTS IN INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED, is referred to the Committee on Mental Health.

By Representatives Redwine, Fitch, Hasty, Lilley, Locks, Nye, Rhyne, and Wicker:

H. B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW ACTIONS INVOLVING UP TO TWO THOUSAND DOLLARS TO BE FILED AS SMALL CLAIMS, is referred to the Committee on Courts and Administration of Justice.

By Representatives Chapin, Anderson, Esposito, Bruce Ethridge, Evans, A. Hall, Hurst, James, Jones, Mavretic, Redwine, Robinson, Stamey, Tyndall, and Walker:

H. B. 380, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MARINE FISHERIES COMMISSION TO CONTROL THE LOCATION AND USE OF ARTIFICIAL REEFS AND TO DEVELOP A SYSTEM FOR SITING AND CONSTRUCTION OF ARTIFICIAL REEFS, is referred to the Committee on Marine Fisheries.

By Representative Enloe:

H. B. 381, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO PARTICIPATE IN THE NONBETTERMENT COSTS OF ADJUSTMENT OR RELOCATION OF MUNICIPALLY OWNED UTILITIES IN EXISTING STATE HIGHWAY SYSTEM RIGHTS-OF-WAY ON STATE HIGHWAY SYSTEM IMPROVEMENTS LET TO CONTRACT, is referred to the Committee on Transportation.

By Representatives Edwards, Anderson, Barnes, Beard, Bowman, Cole, L. Etheridge, Fitch, Gardner, Hasty, Hauser, Holt, Locks, McAlister, McDowell, Privette, Rhodes, Richardson, and E. Warren:

H. B. 382, A BILL TO BE ENTITLED AN ACT TO PROVIDE GAIN TIME CREDIT TO PRISONERS SENTENCED FOR FELONIES COMMITTED ON OR AFTER JULY 1, 1981, FOR PARTICIPATION IN REHABILITATIVE PROGRAMS, is referred to the Committee on Corrections.

By Representatives McLaughlin, Barnhill, Easterling, Foster, Mothershead, Richardson, Spoon, and R. Warren:

H. B. 383, A BILL TO BE ENTITLED AN ACT TO ENLARGE THE AMOUNT OF LAND WHICH MAY BE CONDEMNED FOR SCHOOL SITES BY THE CHARLOTTE-MECKLENBURG COUNTY SCHOOLS, is referred to the Committee on Local Government No. 2.

By Representatives Kennedy and Hauser:

H. B. 384, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF WINSTON-SALEM RELATING TO UPTOWN DEVELOPMENT PROJECTS, is referred to the Committee on Local Government No. 2.

By Representatives Beard, Clark, Edwards, Jeralds, and Tyson:

H. J. R. 385, A JOINT RESOLUTION HONORING THE CITY OF FAYETTEVILLE ON BEING NAMED AN ALL AMERICA CITY, is referred to the Committee on Rules and Operation of the House.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 88, AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT FUTURE GOVERNORS AND LIEUTENANT GOVERNORS MAY NOT SUCCEED THEMSELVES, AND TO MAKE A CONFORMING CHANGE TO THE GENERAL STATUTES.

H. B. 91, AN ACT TO PROVIDE FOR NOMINATION OF MEMBERS OF THE STATE BOARD OF ELECTIONS BY THE STATE POLITICAL PARTY CHAIRMEN, AND CONCERNING THE TERM OF OFFICE OF THE EXECUTIVE SECRETARY-DIRECTOR.

S. B. 108, AN ACT TO ALLOW ROWAN COUNTY ORDINANCES REGULATING WASTE DISPOSAL TO APPLY COUNTYWIDE, AND TO AUTHORIZE ROWAN COUNTY TO ENTER INTO LONG TERM CONTRACTS FOR DISPOSAL OF SOLID WASTE.

S. B. 109, AN ACT TO PROVIDE A SIXTH WARD FOR THE CITY OF NEW BERN, AND TO PROVIDE THAT THE MAYOR COUNTS TOWARD A QUORUM AND TOWARDS THE NUMBER OF VOTES NECESSARY TO PASS AN ORDINANCE.

S.B. 117, AN ACT TO AMEND CHAPER 381 OF THE PRIVATE LAWS OF NORTH CAROLINA, 1905, AS IT RELATES TO THE DESIGNATION OF THE KINGS MOUNTAIN GRADED SCHOOL DISTRICT.

CALENDAR

Action is taken on the following:

H. B. 315, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ELON COLLEGE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Craven. J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hurst, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, and B. Woodard — 89.

Voting in the negative: None.

Excused absences: Representatives Barker, Beard, Brubaker, Diamont, Jones, Justus, Ligon, Pool, and Wright — 9.

H. B. 83, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF WENDELL AND TO REPEAL PRIOR LOCAL ACTS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Huffman, Hughes, Hunt, Hurst, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, and B. Woodard — 92.

Voting in the negative: None.

Excused absences: Representatives Barker, Beard, Brubaker, Diamont, Jones, Justus, Ligon, Pool, and Wright — 9.

H. B. 330, A BILL TO BE ENTITLED AN ACT TO INCORPORATE A SATELLITE AREA WITHIN THE CORPORATE LIMITS OF THE CITY OF MOUNT HOLLY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, and B. Woodard — 96.

Voting in the negative: None:

Excused absences: Representatives Barker, Beard, Brubaker, Diamont, Jones, Justus, Ligon, Pool, and Wright — 9.

Committee Substitute for S. B. 29, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER THEY ARE SAFE.

On motion of Representative Fussell, consideration of the bill is postponed until April 9.

H. B. 312, A BILL TO BE ENTITLED AN ACT TO AMEND THE BUSINESS CORPORATION ACT TO AUTHORIZE CORPORATIONS TO ISSUE STOCK REDEEMABLE AT THE SHAREHOLDER'S OPTION, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 255, A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTORY REFERENCES RELATING TO OVERLOADING OF MOTOR VEHICLES.

On motion of Representative Bumgardner, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

On motion of Representative Lilley, seconded by Representative Creecy, the House adjourns to reconvene Monday, April 8 at 8:00 p.m.

FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 8, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Diamont, Evans, Fletcher, and Lineberry for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Sparrow and Wiser:

H. B. 386, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF GARNER TO PERMIT THE COLLECTION OF MONEY INSTEAD OF REQUIRING LAND DEDICATION FOR RECREATIONAL PURPOSES AND FOR SIDEWALKS, is referred to the Committee on Local Government No. 1.

By Representative Chapin:

H. B. 387, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OUTDOOR DRAMA, "BLACKBEARD — KNIGHT OF THE BLACK FLAG", is referred to the Committee on Appropriations.

By Representatives Cromer, Brown, Decker, Ligon, Privette, Windley, and Wood:

H. B. 388, A BILL TO BE ENTITLED AN ACT TO ELIMINATE "HAPPY HOURS" AT ALCOHOL BEVERAGE CONTROL BOARD PERMITTEES, is referred to the Committee on Judiciary No. 3.

By Representatives Greenwood, Colton, N. J. Crawford, and Nesbitt:

H. J. R. 389, A JOINT RESOLUTION REQUESTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE PROCEDURE FOR INCORPORATING MUNICIPALITIES, is referred to the Committee on Rules and Operation of the House.

By Representatives Lilley, Privette, and Wood:

H. B. 390, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE INSIGNIA TO BE PLACED ON MILITARY RESERVE LICENSE PLATES, is referred to the Committee on Military and Veterans' Affairs.

By Representatives Rhodes, Duncan, and Esposito:

H. B. 391, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RELOCATE, REFURBISH AND RESTORE THE KERNERSVILLE RAILROAD DEPOT, is referred to the Committee on Appropriations.

By Representatives Rhodes, Buchanan, Chalk, Gist, Robinson, and Wood:

H. B. 392, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ESTABLISHMENT OF SPECIAL SUMMER AND REMEDIAL PROGRAMS AT CERTAIN OF THE INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Higher Education.

By Representatives Hughes, Buchanan, and Robinson:

H. B. 393, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN AVERY COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives DeVane, Hasty, Locks, and C. Woodard:

H. B. 394, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT IN SCOTLAND COUNTY THAT COSMETOLOGISTS SHALL EMPLOY ONLY LICENSED PERSONNEL TO DO SHAMPOOING, is referred to the Committee on Local Government No. 1.

By Representatives Jones and E. Warren:

H. B. 395, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF HOOKERTON, is referred to the Committee on Local Government No. 2.

By Representatives Nye, DeVane, Edwards, Hasty, Locks, Redwine, and C. Woodard:

H. B. 396, A BILL TO BE ENTITLED AN ACT TO REQUIRE INDEPENDENT AUDITS OF PERSONS APPLYING FOR OR HOLDING PERMITS FOR LOW-LEVEL RADIOACTIVE FACILITIES, is referred to the Committee on Water and Air Resources.

By Representatives E. Warren, Anderson, Beall, Brinkley, Buchanan, Church, J. W. Crawford, Creecy, DeVane, Easterling, Edwards, Evans, Fitch, Fussell, Hasty, Hauser, Holmes, James, Jones, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, Michaux, Noles, Nye, Redwine, Robinson, Tallent, Tyndall, Tyson, Watkins, Wicker, Wood, B. Woodard and C. Woodard:

H. B. 397, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX DEDUCTION FOR MARKETING ASSESSMENTS ON TOBACCO GROWN IN NORTH CAROLINA, is referred to the Committee on Agriculture.

By Representatives DeVane and C. Woodard:

H. B. 398, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE HANDLING OR DISPOSAL OF LOW-LEVEL RADIOACTIVE WASTE BY A FIRM WITH A FACILITY ON THE "SUPERFUND LIST", is referred to the Committee on Water and Air Resources.

By Representatives Easterling, Barnhill, Beall, Edwards, Foster, Hunt, Jones, Kennedy, Locks, Nesbitt, Redwine, Richardson, Spoon, Tyson, E. Warren, Wicker, and Wiser:

H. B. 399, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SPOUSE ABUSE PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Wood, Boyd, Brown, Decker, Ligon, Privette, and Windley:

H. B. 400, A BILL TO BE ENTITLED AN ACT TO REQUIRE A PUBLIC OFFICIAL WHO IS CONVICTED OF AN IMPAIRED DRIVING OFFENSE TO BE REMOVED FROM OFFICE, is referred to the Committee on Judiciary No. 4.

On motion of Representative Owens, the rules are suspended and the following is introduced and read the first time.

By Representative Owens:

H. B. 402, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF LAKE LURE TO SELL CERTAIN PROPERTY AT PRIVATE SALE, is referred to the Committee on Local Government No. 1.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 112, A BILL TO BE ENTITLED AN ACT ABOLISHING THE ADVISORY BOARD OF THE NORTH CAROLINA SCHOOL OF THE ARTS, is read the first time and is referred to the Committee on Cultural Resources.

S. B. 123, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION BOARD, is read the first time and is referred to the Committee on Human Resources.

S. B. 131, A BILL TO BE ENTITLED AN ACT TO GRANT SCHOLARSHIP BENEFITS FOR CHILDREN OF MEDAL OF HONOR RECIPIENTS UNDER THE SCHOLARSHIPS FOR CHILDREN OF WAR VETERANS PROGRAM, is read the first time and is referred to the Committee on Military and Veterans' Affairs.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 76, AN ACT TO REQUIRE VEHICLE HEADLIGHTS TO BE ILLUMINATED FROM SUNSET TO SUNRISE.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 251, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITAL BIDDING PROCEDURES, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Kennedy, the House adjourns to reconvene April 9 at 1:30 p.m.

FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 9, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Douglas Fairbanks, Jr., Park Street United Methodist Church, Belmont, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Diamont, Gist, and Redwine for today.

The Speaker recognizes Representative Church who is granted permission to approach the Well of the House. Representative Church memorializes the life of Robert Grady Johnson, a former legislator and Speaker of the House of Representatives in 1935.

The flowers in the Chamber today are given by his family in his memory.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 302, A BILL TO BE ENTITLED AN ACT TO FURTHER EFFECTUATE THE SEPARATION OF POWERS, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 28, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULE 56 OF THE RULES OF CIVIL PROCEDURE SHALL APPLY TO ACTIONS FOR ABSOLUTE DIVORCE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 11. The original bill is placed on the Unfavorable Calendar.

S. B. 56, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM MANAGEMENT OF INSTITUTIONAL FUNDS ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report, as amended.

On motion of Representative Miller, the bill is placed on the Calendar for April 11.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Barbee and Fitch:

H. B. 401, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT NASH TECHNICAL COLLEGE, is referred to the Committee on Appropriations.

By Representative McDowell:

H. B. 403, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE UTILITIES COMMISSION TO INVESTIGATE CERTAIN CONTRACTS SIGNED BY ELECTRIC UTILITIES, is referred to the Committee on Public Utilities.

By Representative Beall:

H. B. 404, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ELECTION LAWS, is referred to the Committee on Election Laws.

By Representatives Esposito, Craven, and Decker:

H. B. 405, A BILL TO BE ENTITLED AN ACT TO CHANGE THE COSMETOLOGIST LICENSE FROM AN ANNUAL LICENSE TO A THREE-YEAR LICENSE, is referred to the Committee on State Government.

By Representatives Blue, Fitch, and McDowell:

H. B. 406, A BILL TO BE ENTITLED AN ACT REPLACING CHAPTER 14 OF THE GENERAL STATUTES WITH A NEW CRIMINAL CODE, is referred to the Committee on Courts and Administration of Justice.

CALENDAR

Action is taken on the following:

Committee Substitute for S. B. 29, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER THEY ARE SAFE.

On motion of Representative Hudson, the bill is withdrawn from the Calendar and is re-referred to the Committee on Highway Safety.

H. B. 261, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF LIQUOR A PERSON MAY PURCHASE AND POSSESS.

On motion of Representative Evans, the bill is withdrawn from the Calendar and is re-referred to the Committee on Alcoholic Beverage Control.

On motion of Representative Lilley, seconded by Representative Bowman, the House adjourns to reconvene April 10 at 1:30 p.m.

FORTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 10, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Redwine and Wood for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

S. B. 84, A BILL TO BE ENTITLED AN ACT TO EXTEND AND RESTRUCTURE THE MENTAL HEALTH STUDY COMMISSION, with a favorable report.

By Representative Fussell for the Committee on Highway Safety:

Committee Substitute for S. B. 29, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER THEY ARE SAFE, with a favorable report, as amended.

On motion of Representative Fussell, the rules are suspended and the bill is placed on today's Calendar.

S. B. 98, A BILL TO BE ENTITLED AN ACT TO PROVIDE FREE REGISTRATION PLATES TO PERSONS AWARDED THE CONGRESSIONAL MEDAL OF HONOR WHO ARE RESIDENTS OF NORTH CAROLINA, with a favorable report.

Committee Substitute for S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1.

H. B. 64, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TYRRELL COUNTY BOARD OF COMMISSIONERS AND THE TYRRELL COUNTY BOARD OF EDUCATION TO ENTER INTO CERTAIN CONTRACTS WITHOUT COMPLYING WITH THE PROVISIONS OF CHAPTER 133 AND OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES, with a favorable report.

H. B. 349, A BILL TO BE ENTITLED AN ACT TO ALLOW THE HERTFORD COUNTY BOARD OF EDUCATION TO LEASE LAND TO CITIES WITHOUT FINDING THAT THE LAND IS UNNECESSARY OR UNDESIRABLE FOR SCHOOL PURPOSES, with a favorable report.

H. B. 359, A BILL TO BE ENTITLED AN ACT TO ALLOW DUPLIN COUNTY TO MAKE AN ADDITION TO A COUNTY BUILDING WITH ITS OWN PERSONNEL, with a favorable report.

H. B. 373, A BILL TO BE ENTITLED AN ACT TO CHANGE THE BOUNDARY LINE BETWEEN THE TOWNS OF SOUTHERN SHORES AND KITTY HAWK, with a favorable report, as amended.

H. B. 386, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF GARNER TO PERMIT THE COLLECTION OF MONEY INSTEAD OF REQUIRING LAND DEDICATION FOR RECREATIONAL PURPOSES AND FOR SIDEWALKS, with a favorable report.

H. B. 394, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT IN SCOTLAND COUNTY THAT COSMETOLOGISTS SHALL EMPLOY ONLY LICENSED PERSONNEL TO DO SHAMPOOING, with a favorable report.

H. B. 402, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF LAKE LURE TO SELL CERTAIN PROPERTY AT PRIVATE SALE, with a favorable report.

On motion of Representative Owens, the rules are suspended and the bill is placed on today's Calendar.

S. B. 129, A BILL TO BE ENTITLED AN ACT TO PERMIT CRAVEN COUNTY TO CONSTRUCT AND LEASE A NATURAL GAS LINE AND PARTICIPATE IN CONSTRUCTION OF AN ELECTRICAL POWER LINE, with a favorable report, as amended.

By Representative Ballance for the Committee on Housing:

S. B. 50, A BILL TO BE ENTITLED AN ACT TO MODIFY SPECIAL BUDGETARY PROVISIONS CONTAINED IN CHAPTER 1034 OF THE 1983 SESSION LAWS WHICH RELATE TO INTEREST INCOME ON N. C. HOUSING FINANCE AGENCY BOND RESERVE APPROPRIATIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 237, A BILL TO BE ENTITLED AN ACT TO EXEMPT FOR-HIRE PASSENGER VEHICLES OF GREATER THAN TWENTY-PASSENGER CAPACITY FROM THE MARKING REQUIREMENT, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for April 12. The original bill is placed on the Unfavorable Calendar.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 295, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LIMITATION ON THE NUMBER OF MEMBERS OF A POLITICAL PARTY WHO MAY SERVE ON THE ASHEBORO CITY BOARD OF EDUCATION AND TO MOVE THE ELECTION DATE FOR THE RANDOLPH COUNTY BOARD OF EDUCATION FROM THE PRIMARY TO THE GENERAL ELECTION, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The subtitute bill is placed on the Calendar for April 12. The original bill is placed on the Unfavorable Calendar.

H. B. 326, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TOWN OWNED PROPERTY TO THE TOWN OF AYDEN, with a favorable report.

H. B. 383, A BILL TO BE ENTITLED AN ACT TO ENLARGE THE AMOUNT OF LAND WHICH MAY BE CONDEMNED FOR SCHOOL SITES BY THE CHARLOTTE-MECKLENBURG COUNTY SCHOOLS, with a favorable report.

S. B. 51, A BILL TO BE ENTITLED AN ACT TO REPEAL LOCAL LEGISLATION PERMITTING THE SALE OF ROCK FISH IN HALIFAX AND NORTHAMPTON COUNTIES, with a favorable report.

S. B. 132, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LIMITATION ON THE NUMBER OF MEMBERS OF A POLITICAL PARTY WHO MAY SERVE ON THE ASHEBORO CITY BOARD OF EDUCATION, AND TO CLARIFY THAT ABSENTEE VOTING IS ALLOWED, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives McAlister, Locks, Beall, Hasty, and E. Warren:

H. B. 407, A BILL TO BE ENTITLED AN ACT TO PROVIDE TAXPAYERS MORE NOTICE OF THE ADOPTION OF SCHEDULES OF VALUE AND TO CLARIFY THE PROCEDURE FOR APPEALS CONCERNING SCHEDULES OF VALUE AND OTHER PROPERTY TAX MATTERS, is referred to the Committee on Finance.

By Representatives McAlister, Beall, Hasty, Locks, and E. Warren:

H. B. 408, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE MACHINERY ACT, is referred to the Committee on Finance.

By Representatives McAlister, Beall, Hasty, Locks, and E. Warren:

H. B. 409, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE COLLECTION OF PROPERTY TAXES, is referred to the Committee on Finance.

By Representatives McAlister, Beall, and E. Warren:

H. B. 410, A BILL TO BE ENTITLED AN ACT TO TAX LESSEES AND USERS OF PROPERTY OWNED BY THE UNITED STATES, THE STATE, OR ITS POLITICAL SUBDIVISIONS AND USED BY THE LESSEES OR USERS FOR PRIVATE BUSINESS PURPOSES, is referred to the Committee on Finance.

By Representatives McAlister, Beall, Hasty, Locks, and E. Warren:

H. B. 411, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO HELP COUNTIES IMPROVE THEIR LAND RECORDS, is referred to the Committee on Appropriations.

By Representatives Sparrow, Stamey, and Wiser:

H. B. 412, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOLLY SPRINGS TO REMOVE THE PROVISION THAT TOWN ORDINANCES AND RESOLUTIONS ARE NOT EFFECTIVE UNTIL TWENTY DAYS AFTER THEIR ADOPTION, is referred to the Committee on Local Government No. 2.

By Representatives Lancaster and Fitch:

H. B. 413, A BILL TO BE ENTITLED AN ACT TO CHANGE THE BURDEN OF PROOF IN CIVIL ACTIONS TO ESTABLISH PATERNITY, is referred to the Committee on Judiciary No. 3.

By Representatives Lancaster and Fitch:

H. B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A WRIT OF POSSESSION FOR PROPERTY PURCHASED UNDER A CONDITIONAL SALE CONTRACT OR FOR PROPERTY USED AS COLLATERAL EXPIRES IN SIXTY DAYS, is referred to the Committee on Judiciary No. 3.

By Representative Lancaster:

H. B. 415, A BILL TO BE ENTITLED AN ACT TO PROVIDE A METHOD FOR ACTIVATING VOTERS WHEN A CITY HAS NOT HELD ITS MOST RECENT TWO ELECTIONS AND THE CHARTER OF THAT CITY IS REVISED, is referred to the Committee on Election Laws.

By Representative Brinkley:

H. B. 416, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT ROANOKE-CHOWAN TECHNICAL COLLEGE, is referred to the Committee on Appropriations.

By Representative Brawley:

H. B. 417, A BILL TO BE ENTITLED AN ACT TO LIMIT THE SPEAKER OF THE HOUSE OF REPRESENTATIVES FROM BEING ELECTED BY THE HOUSE FOR MORE THAN FOUR YEARS, is referred to the Committee on State Government.

By Representative Lilley:

H. B. 418, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR SUPERVISORY FEES PAID BY SAVINGS AND LOAN ASSOCIATIONS TO THE ADMINISTRATOR OF THE SAVINGS AND LOAN DIVISION, is referred to the Committee on Finance.

By Representatives Enloe and Buchanan:

H. B. 419, A BILL TO BE ENTITLED AN ACT TO ALLOW NOTICE OF A MINERAL INTEREST TO BE MADE ON BEHALF OF A CLAIMANT BY AN AGENT, is referred to the Committee on Natural and Economic Resources.

By Representatives Michaux, Stamey, and Rhyne:

H. J. R. 420, A JOINT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ENACT THE TEXTILE AND APPAREL TRADE ENFORCEMENT ACT OF 1985, is referred to the Committee on Rules and Operation of the House.

By Representatives Sparrow, Stamey, and Wiser:

H. B. 421, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF GARNER CONCERNING ZONING REGULATIONS, is referred to the Committee on Local Government No. 2.

By Representatives Clark, Edwards, and Jeralds:

H. B. 422, A BILL TO BE ENTITLED AN ACT TO REDISTRICT THE CUMBERLAND COUNTY BOARD OF EDUCATION, AND TO APPOINT TWO PERSONS TO THE CUMBERLAND COUNTY INTERIM BOARD OF EDUCATION, is referred to the Committee on Local Government No. 1.

By Representatives Sparrow, Stamey, and Wiser:

H. B. 423, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOLLY SPRINGS CONCERNING ZONING REGULATIONS, is referred to the Committee on Local Government No. 2.

By Representative Fletcher:

H. B. 424, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BURKE COUNTY BOARD OF EDUCATION TO BUILD A SCHOOL ON LAND LEASED FROM THE STATE, is referred to the Committee on Local Government No. 1.

By Representatives Lancaster and C. Woodard:

H. B. 425, A BILL TO BE ENTITLED AN ACT TO PERMIT WAYNE COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, is referred to the Committee on Local Government No. 1.

By Representative Lancaster:

H. B. 426, A BILL TO BE ENTITLED AN ACT TO REQUIRE WITNESSES AND OTHERS WHO KNOW OF CRIMES THAT ENDANGER THE VICTIMS TO NOTIFY LAW-ENFORCEMENT AUTHORITIES OR OTHERWISE ACT TO PREVENT THE VICTIMS FROM SUFFERING SERIOUS BODILY INJURY, is referred to the Committee on Judiciary No. 3.

By Representatives Lancaster and Fitch:

H. B. 427, A BILL TO BE ENTITLED AN ACT TO EXTEND PARENTAL LIABILITY IN MOTOR VEHICLE CASES TO ADULT CHILDREN, is referred to the Committee on Judiciary No. 3.

By Representatives Richardson, Ballance, Barnhill, Blue, Brawley, Brinkley, Buchanan, Clark, Creecy, Easterling, Edwards, Fitch, Foster, Gist, Hauser, Jeralds, Justus, Kennedy, Lancaster, Locks, McDowell, McLaughlin, Michaux, Miller, Mothershead, Payne, Spoon, Stamey, R. Warren, and Wicker:

H. J. R. 428, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF PHILIP O. BERRY, A FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules and Operation of the House.

By Representatives Cochrane, Cromer, and Hege:

H. B. 429, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DAVIE COUNTY HOSPITAL TO USE ATTACHMENT AND GARNISHMENT PROCEDURES FOR COLLECTING UNPAID BILLS, is referred to the Committee on Local Government No. 2.

By Representative Enloe:

H. B. 430, A BILL TO BE ENTITLED AN ACT TO PERMIT VEHICLES OPERATED BY MACON COUNTY EMERGENCY MEDICAL SERVICE PERSONNEL TO HAVE RED LIGHTS, is referred to the Committee on Local Government No. 2.

By Representatives Bowman, Holt, McAlister, and McDowell:

H. B. 431, A BILL TO BE ENTITLED AN ACT TO CORRECT THE QUALIFICATION AND TERM OF ALAMANCE COUNTY BOARD OF EDUCATION MEMBERS, is referred to the Committee on Local Government No. 1.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 120, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO RECIPROCAL INSPECTION AGREEMENTS WITH OTHER STATES AND THE FEDERAL HIGHWAY ADMINISTRATION FOR HIGHWAY SUPPLIES AND MATERIALS, is read the first time and is referred to the Committee on Transportation.

S. B. 124, A BILL TO BE ENTITLED AN ACT TO PUT BUNCOMBE COUNTY UNDER THE STATEWIDE FOX HUNTING LAW, is read the first time and is referred to the Committee on Wildlife Resources.

S. B. 134, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-90 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT AND G. S. 159-163 RELATING TO REVENUE BOND ANTICIPATION NOTES, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 68, A BILL TO BE ENTITLED AN ACT TO GOVERN THE ESTABLISHMENT, MAINTENANCE, AND IMPLEMENTATION OF A COMPREHENSIVE BASIC EDUCATION PROGRAM, is read the first time and is referred to the Committee on Education.

H. B. 161, A BILL TO BE ENTITLED AN ACT AUTHORIZING RETAIL BUSINESSES TO OBTAIN AN ABC PERMIT TO SELL UNFORTIFIED WINE FOR OFF-PREMISES CONSUMPTION, is returned for concurrence in Senate amendment and is placed on the Calendar for April 11.

CALENDAR

Action is taken on the following:

H. B. 402, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF LAKE LURE TO SELL CERTAIN PROPERTY AT PRIVATE SALE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for S. B. 80, A BILL TO BE ENTITLED AN ACT TO ASSURE CONTINUITY OF CARE FOR INDIVIDUALS WITH MENTAL RETARDATION.

On motion of Representative Lutz, consideration of the bill is postponed until April 11.

Committee Substitute for S. B. 29, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER THEY ARE SAFE.

On motion of Representative Lancaster, Committee Amendment No. 1 is adopted by electronic vote (106-5).

The bill, as amended, passes its third reading, by electronic vote (76-38), and is ordered sent to the Senate for concurrence in House amendment.

H. B. 302, A BILL TO BE ENTITLED AN ACT TO FURTHER EFFECTUATE THE SEPARATION OF POWERS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Watkins, the rules are suspended and S. B. 43, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXPENDITURE OF PRIVATE GIFTS FOR A NEW DORMITORY AND INFIRMARY AT THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed before the House for immediate consideration.

Representative Watkins offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 151, AN ACT TO TREAT ADOPTED AND NATURAL PERSONS ALIKE FOR PURPOSES OF GRANTS AND DEVISES.

H. B. 163, AN ACT REGARDING LIQUOR PRICES.

H. B. 164, AN ACT TO REDEFINE UNFORTIFIED WINE IN THE ABC LAW.

H. B. 226, AN ACT TO VALIDATE CERTAIN CONVEYANCES WHERE SEALS WERE OMITTED.

H. B. 227, AN ACT TO VALIDATE CERTAIN ACTS OF NOTARIES.

On motion of Representative Lilley, seconded by Representative Barbee, the House adjourns to reconvene April 11 at 1:30 p.m.

FORTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 11, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Locks, Redwine, Wood, and B. Woodard for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 108, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR CONSTRUCTION OF A RESOURCE RECOVERY FACILITY, with and unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for April 15. The original bill is placed on the Unfavorable Calendar.

H. B. 300, A BILL TO BE ENTITLED AN ACT TO PERMIT ORDAINED CLERGYMEN TO BE CONSIDERED SELF-EMPLOYED FOR TAX WITHHOLDING PURPOSES INSTEAD OF AN EMPLOYEE OF A CHURCH, with a favorable report, as amended.

H. B. 342, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF JACKSONVILLE TO INCREASE ITS PARKING PENALTIES TO FIVE DOLLARS, with a favorable report.

On motion of Representative Hurst, the rules are suspended and the bill is placed on the Calendar for April 15.

H. B. 371, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR A RECORD SEARCH OR FOR A COPY OF A VITAL RECORD, with a favorable report.

S. B. 90, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DARE COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN DARE COUNTY, with an unfavorable report.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 306, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO PERMIT THE GENERAL ASSEMBLY TO GRANT TO APPROPRIATE PUBLIC BODIES IN THE STATE ADDITIONAL POWERS TO DEVELOP NEW AND EXISTING SEAPORTS AND AIRPORTS, INCLUDING POWERS TO FINANCE AND REFINANCE FOR PUBLIC AND PRIVATE PARTIES SEAPORT AND AIRPORT AND RELATED FACILITIES AND IMPROVEMENTS, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 427, A BILL TO BE ENTITLED AN ACT TO EXTEND PARENTAL LIABILITY IN MOTOR VEHICLE CASES TO ADULT CHILDREN, with a favorable report, as amended.

By Representative Chapin for the Committee on Marine Fisheries:

H. B. 380, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE MARINE FISHERIES COMMISSION TO CONTROL THE LOCATION AND USE OF ARTIFICIAL REEFS AND TO DEVELOP A SYSTEM FOR SITING AND CONSTRUCTION OF ARTIFICIAL REEFS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Chapin, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Appropriations.

By Representative Beall for the Committee on Election Laws:

S. B. 118, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF RHODHISS TO PROVIDE FOR A FOUR-YEAR TERM FOR THE MAYOR AND STAGGERED FOUR-YEAR TERMS FOR THE BOARD OF COMMISSIONERS, with a favorable report.

H. B. 71, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO ISSUE OFFICIAL VOTER REGISTRATION CARDS, AND TO REQUIRE THAT IN THOSE COUNTIES PERSONS MUST SHOW THE CARD OR SIGN THE POLL BOOK IN ORDER TO VOTE, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for April 15. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Chapin:

H. B. 432, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING ON THE LANDS OF ANOTHER IN HYDE COUNTY, is referred to the Committee on Local Government No. 2.

By Representative Mavretic:

H. B. 433, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM IN NASH AND EDGECOMBE COUNTIES ON THE QUESTION OF WHETHER THE VOTERS WISH A FUTURE REFERENDUM ON THE QUESTION OF CONSOLIDATION OF SOME OR ALL OF THE FOUR SCHOOL UNITS IN THOSE COUNTIES, is referred to the Committee on Local Government No 2.

By Representatives Barnes and Hackney:

H. B. 434, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF HILLSBOROUGH, is referred to the Committee on Local Government No. 2.

By Representatives Hackney and Fitch:

H. B. 435, A BILL TO BE ENTITLED AN ACT TO ADD AN ADDITIONAL FACTOR IN DIVISION OF MARITAL PROPERTY, is referred to the Committee on Judiciary No. 1.

By Representatives Rhodes, Duncan, and Esposito:

H. B. 436, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF CLEMMONS IN FORSYTH COUNTY, SUBJECT TO REFERENDUM, is referred to the Committee on Local Government No. 1.

By Representatives B. Woodard, Anderson, Barnhill, Beall, Beard, Brannan, Brawley, Church, Cochrane, J. W. Crawford, Diamont, L. Etheridge, Fitch, Foster, Fussell, Hauser, Holt, Huffman, Hunt, Hunter, James, Ligon, Lilley, Lutz, Nye, Quinn, Rhodes, Richardson, Spoon, Tyson, and E. Warren:

H. B. 437, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES TO SUPPLEMENT THE PREVENTIVE DENTAL HEALTH PROGRAM AND SUPPORTIVE SERVICES, is referred to the Committee on Appropriations.

By Representative Lancaster:

H. B. 438, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF PATETOWN, is referred to the Committee on Local Government No. 1.

By Representatives Holmes, Brown, Buchanan, and Hauser:

H. B. 439, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN NONSTUDENTS TO RIDE ON SCHOOL BUSES IN YADKIN COUNTY, is referred to the Committee on Local Government No. 1.

By Representatives Michaux, Miller, and Pulley:

H. B. 440, A BILL TO BE ENTITLED AN ACT CONCERNING NOTICES OF STREET CLOSINGS BY THE CITY OF DURHAM, is referred to the Committee on Local Government No. 1.

By Representatives Brubaker, Boyd, and Buchanan:

H. B. 441, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES FOR SPECIAL OLYMPICS, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 442, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF ASHEVILLE TO PARTICIPATE IN DOWNTOWN DEVELOPMENT PROJECTS, is referred to the Committee on Local Government No. 2.

By Representatives Church, J. W. Crawford, and Watkins:

H. B. 443, A BILL TO BE ENTITLED AN ACT TO PERMIT PRIOR SERVICE CREDITS IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR SERVICE TO PREDECESSOR ORGANIZATIONS OF A JOINT AGENCY CREATED BY ANY TWO OR MORE OF THE COUNTIES OF FRANKLIN, GRANVILLE, PERSON, VANCE, AND WARREN, is referred to the Committee on Pensions and Retirement.

By Representatives Miller and Buchanan:

H. J. R. 444, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLES HARRIS LIVENGOOD, JR., is referred to the Committee on Rules and Operation of the House.

By Representatives Nye and DeVane:

H. B. 445, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SITING OF LOW-LEVEL RADIOACTIVE WASTE FACILITIES IN A COUNTY THAT GENERATES ONLY A SMALL AMOUNT OF RADIOACTIVE WASTES, is referred to the Committee on Water and Air Resources:

By Representative Nye:

H. B. 446, A BILL TO BE ENTITLED AN ACT TO PREVENT TAKING WILD TURKEYS WITH RIFLES, is referred to the Committee on Wildlife Resources.

By Representative Rhyne:

H. B. 447, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WRITTEN REQUESTS BE SUBMITTED TO THE CLERK OF SUPERIOR COURT TO COLLECT DELINQUENT CHILD SUPPORT PAYMENTS, is referred to the Committee on Judiciary No. 4.

By Representatives Allran and Huffman:

H. B. 448, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION OF THE CITY AUDITORIUM IN THE OLD TOWN HALL IN THE CITY OF HICKORY IN THE COUNTY OF CATAWBA, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 140, A BILL TO BE ENTITLED AN ACT TO DESIGNATE A RIVER A POTENTIAL COMPONENT OF THE NATURAL AND SCENIC RIVERS SYSTEM AND TO PROTECT AGAINST DIRECT AND ADVERSE DEVELOPMENT, is read the first time and is referred to the Committee on Natural and Economic Resources.

On motion of Representative Brubaker, H. B. 295, A BILL TO BE ENTITLED AN ACT TO MOVE THE ELECTION DATE FOR THE RANDOLPH COUNTY BOARD OF EDUCATION FROM THE PRIMARY TO THE GENERAL ELECTION, is withdrawn from the Calendar for April 12 is placed on the Calendar for April 15.

CALENDAR

Action is taken on the following:

H. B. 161, A BILL TO BE ENTITLED AN ACT AUTHORIZING RETAIL BUSINESSES TO OBTAIN AN ABC PERMIT TO SELL UNFORTIFIED WINE FOR OFF-PREMISES CONSUMPTION.

On motion of Representative Clark, the House concurs in the Senate amendment, by electronic vote (85-13), and the bill is ordered enrolled.

H. B. 373, A BILL TO BE ENTITLED AN ACT TO CHANGE THE BOUNDARY LINE BETWEEN THE TOWNS OF SOUTHERN SHORES AND KITTY HAWK.

On motion of Representative Evans, Committee Amendment No. 1 is adopted by electronic vote (104-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Pool, Pulley, Quinn, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, C. Woodard, and Wright — 100.

Voting in the negative: None.

Excused absences: Representatives Locks, Redwine, Wood, and B. Woodard — 4.

H. B. 386, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF GARNER TO PERMIT THE COLLECTION OF MONEY INSTEAD OF REQUIRING LAND DEDICATION FOR RECREATIONAL PURPOSES AND FOR SIDEWALKS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster,

Lilley, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, C. Woodard, and Wright — 100.

Voting in the negative: None.

Excused absences: Representatives Locks, Redwine, Wood and B. Woodard — 4.

H. B. 326, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TOWN OWNED PROPERTY TO THE TOWN OF AYDEN, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Hackney, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, C. Woodard, and Wright — 103.

Voting in the negative: None.

Excused absences: Representatives Locks, Redwine, Wood and B. Woodard — 4.

H. B. 64, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TYRRELL COUNTY BOARD OF COMMISSIONERS AND THE TYRRELL COUNTY BOARD OF EDUCATION TO ENTER INTO CERTAIN CONTRACTS WITHOUT COMPLYING WITH THE PROVISIONS OF CHAPTER 133 AND OF ARTICLE 8 OF CHAPER 143 OF THE GENERAL STATUTES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 349, A BILL TO BE ENTITLED AN ACT TO ALLOW THE HERTFORD COUNTY BOARD OF EDUCATION TO LEASE LAND TO CITIES WITHOUT FINDING THAT THE LAND IS UNNECESSARY OR UNDESIRABLE FOR SCHOOL PURPOSES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 359, A BILL TO BE ENTITLED AN ACT TO ALLOW DUPLIN COUNTY TO MAKE AN ADDITION TO A COUNTY BUILDING WITH ITS OWN PERSONNEL, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 394, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT IN SCOTLAND COUNTY THAT COSMETOLOGISTS SHALL EMPLOY ONLY LICENSED PERSONNEL TO DO SHAMPOOING, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 129, A BILL TO BE ENTITLED AN ACT TO PERMIT CRAVEN COUNTY TO CONSTRUCT AND LEASE A NATURAL GAS LINE AND PARTICIPATE IN CONSTRUCTION OF AN ELECTRICAL POWER LINE.

On motion of Representative Anderson, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

H. B. 383, A BILL TO BE ENTITLED AN ACT TO ENLARGE THE AMOUNT OF LAND WHICH MAY BE CONDEMNED FOR SCHOOL SITES BY THE CHARLOTTE-MECKLENBURG COUNTY SCHOOLS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 51, A BILL TO BE ENTITLED AN ACT TO REPEAL LOCAL LEGISLATION PERMITTING THE SALE OF ROCK FISH IN HALIFAX AND NORTHAMPTON COUNTIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 132, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LIMITATION ON THE NUMBER OF MEMBERS OF A POLITICAL PARTY WHO MAY SERVE ON THE ASHEBORO CITY BOARD OF EDUCATION, AND TO CLARIFY THAT ABSENTEE VOTING IS ALLOWED, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 80, A BILL TO BE ENTITLED AN ACT TO ASSURE CONTINUITY OF CARE FOR INDIVIDUALS WITH MENTAL RETARDATION.

Representative Barker offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. J. R. 196, A JOINT RESOLUTION HONORING THE CITY OF FAYETTEVILLE ON BEING NAMED AN ALL AMERICA CITY, is read the first time.

On motion of Representative Beard, the rules are suspended, and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

Committee Substitute for H. B. 28, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULE 56 OF THE RULES OF CIVIL PROCEDURE SHALL APPLY TO ACTIONS FOR ABSOLUTE DIVORCE, passes its second reading, by electronic vote (94-9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 56, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM MANAGEMENT OF INSTITUTIONAL FUNDS ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Representative McDowell requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

On motion of Representative Hackney, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendments.

S. B. 84, A BILL TO BE ENTITLED AN ACT TO EXTEND AND RESTRUCTURE THE MENTAL HEALTH STUDY COMMISSION.

The Speaker orders the bill re-referred to the Committee on Appropriations.

S. B. 98, A BILL TO BE ENTITLED AN ACT TO PROVIDE FREE REGISTRATION PLATES TO PERSONS AWARDED THE CONGRESSIONAL MEDAL OF HONOR WHO ARE RESIDENTS OF NORTH CAROLINA.

The Speaker orders the bill re-referred to the Committee on Appropriations.

Committee Substitute for S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES.

On motion of Representative Nesbitt, the bill is removed from the Calendar and is re-referred to the Committee on Transportation by electronic vote (57-49).

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 204, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MAXIMUM ALLOWABLE INTEREST RATES ON BONDS AND NOTES OF DRAINAGE DISTRICTS, is read the first time and is referred to the Committee on Finance.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 43, AN ACT TO AUTHORIZE THE EXPENDITURE OF PRIVATE GIFTS FOR A NEW DORMITORY AND INFIRMARY AT THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS.

H. B. 239, AN ACT TO PERMIT CERTAIN NONSTUDENTS TO RIDE ON SCHOOL BUSES IN HYDE COUNTY.

H. B. 241, AN ACT TO APPROVE THE PRIVATE SALE OF REAL PROPERTY BY THE ALBEMARLE CITY SCHOOL ADMINISTRATIVE UNIT.

H. B. 260, AN ACT TO REPEAL CHAPTER 318 OF THE 1967 SESSION LAWS AND BRING DARE COUNTY UNDER THE GENERAL STATUTES GOVERNING ALCOHOLIC BEVERAGE CONTROL CONCERNING ENFORCEMENT.

H. B. 297, AN ACT TO PERMIT THE TOWN OF WAKE FOREST TO UTILIZE CONDITIONAL USE ZONING DISTRICTS.

H. B. 298, AN ACT TO PERMIT THE TOWN OF ZEBULON TO UTILIZE CONDITIONAL USE ZONING DISTRICTS.

H. B. 314, AN ACT TO AUTHORIZE BLOCK GRANT FUNDS FOR CERTAIN OFFICIALS OF THE TOWN OF ELON COLLEGE.

H. B. 324, AN ACT TO AUTHORIZE THE CITY OF BREVARD TO ENTER INTO LONG-TERM CONTRACTS TO ESTABLISH A COMMUNITY ARTS FACILITY.

On motion of Representative Lilley, seconded by Representative Creecy, the House adjourns to reconvene April 12 at 10:00 a.m.

FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, April 12, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Craven, Holmes, Hughes, Hurst, Miller, Redwine, Tyson, Wicker, and Wood for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 196, A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY FLEXIBILITY IN THE SETTING OF WATER QUALITY, HAZARDOUS WASTE AND AIR QUALITY STANDARDS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 16. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Sparrow, Stamey, and Wiser:

H. B. 449, A BILL TO BE ENTITLED AN ACT RELATING TO ZONING BY WAKE COUNTY, is referred to the Committee on Local Government No. 2.

By Representative Barnhill:

H. B. 450, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE CHARLOTTE-MECKLENBURG SENIOR CENTERS, INC., is referred to the Committee on Appropriations.

By Representative Brinkley:

H. B. 451, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE RESTORATION OF THE KING BAZEMORE HOUSE, is referred to the Committee on Appropriations.

By Representative Brinkley:

H. B. 452, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE CONSTRUCTION OF AN EDUCATIONAL VISITOR'S CENTER FOR HISTORIC HOPE HOUSE, is referred to the Committee on Appropriations.

By Representative Brinkley:

H. B. 453, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE AN EDUCATIONAL COORDINATOR AT HISTORIC HOPE HOUSE, is referred to the Committee on Local Government No. 1.

By Representative Brinkley:

H. B. 454, A BILL TO BE ENTITLED AN ACT TO EMPOWER ROANOKE-CHOWAN HOSPITAL TO USE ATTACHMENT AND GARNISHMENT PROCEDURES FOR COLLECTING UNPAID BILLS, is referred to the Committee on Local Government No. 1.

By Representative Holroyd:

H. B. 455, A BILL TO BE ENTITLED AN ACT TO PREVENT DOUBLE RECOVERY OF WORKERS' COMPENSATION AND UNEMPLOYMENT BENEFITS, is referred to the Committee on Employment Security.

By Representative Anderson:

H. B. 456, A BILL TO BE ENTITLED AN ACT TO INCREASE EDUCATIONAL REQUIREMENTS FOR LICENSURE OF FIRE AND CASUALTY AND LIFE INSURANCE AGENTS, is referred to the Committee on Insurance.

By Representatives Creecy and Brinkley:

H. B. 457, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DR. CALVIN SCOTT BROWN REGIONAL CULTURAL CENTER TO SERVE ALL OF THE CITIZENS OF THE ROANOKE-CHOWAN AREA OF NORTHEASTERN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 458, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROCESS LOCAL FAIR HOUSING COMPLAINTS, is referred to the Committee on Local Government No. 2.

By Representative Pulley:

H. B. 459, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF DURHAM TO ESTABLISH OVERLAY ZONES, is referred to the Committee on Local Government No. 1.

By Representative Michaux:

H. B. 460, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF DURHAM TO BUILD STREETS OUTSIDE THE CITY, is referred to the Committee on Local Government No. 1.

By Representatives Cochrane and Cromer:

H. B. 461, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BUILD A FIRE TRAINING GROUND FOR THE DAVIE COUNTY VOLUNTEER FIRE DEPARTMENT, is referred to the Committee on Appropriations.

By Representative Hudson:

H. B. 462, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FURNISH A RECEIVING HOME FOR ABUSED, NEGLECTED, AND DEPENDENT CHILDREN IN UNION COUNTY, is referred to the Committee on Appropriations.

By Representative Hudson:

H. B. 463, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A UNION COUNTY HOUSING FACILITY FOR ANIMALS, is referred to the Committee on Appropriations.

By Representatives Diamont, Cole, and M. Hall:

H. B. 464, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE PILOT MOUNTAIN CIVIC AND RECREATION CENTER AUTHORITY, is referred to the Committee on Local Government No. 2.

By Representatives Diamont, Cole, and M. Hall:

H. B. 465, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE EXTRATERRITORIAL PLANNING JURISDICTION FOR THE TOWN OF BLOWING ROCK, is referred to the Committee on Local Government No. 2.

By Representative Lancaster:

H. B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FLEXIBLE PROCEDURES FOR THE DISPOSITION OF REDEVELOPMENT PROPERTY BY THE CITY OF GOLDSBORO, is referred to the Committee on Local Government No. 1.

By Representatives Richardson, Barnhill, and Easterling:

H. B. 467, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CHARLOTTE TO SET REQUIREMENTS FOR PUBLIC PROJECTS CONTRACTS, is referred to the Committee on Judiciary No. 3.

By Representatives Diamont, Blue, and McDowell:

H. B. 468, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR HOUSING FOR MENTALLY RETARDED ADULTS, is referred to the Committee on Appropriations.

By Representatives E. Warren, Brinkley, and Jones:

H. B. 469, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CENTRALIZED PAYROLL SYSTEM FOR THE PITT COUNTY PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representatives Diamont, Cole, and M. Hall:

H. B. 470, A BILL TO BE ENTITLED AN ACT TO CREATE THE SPARTA/ALLEGHANY AIRPORT AUTHORITY, is referred to the Committee on Local Government No. 2.

By Representatives Beall, Anderson, Hasty, Hightower, and Wicker:

H. B. 471, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE SYSTEM OF LICENSING AND REGULATING INSURANCE AGENTS, BROKERS, ADJUSTERS, AND MOTOR VEHICLE DAMAGE APPRAISERS, is referred to the Committee on Insurance.

By Representative Brinkley:

H. B. 472, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF AHOSKIE TO JOIN IN CONVEYANCE OF INDUSTRIAL DEVELOPMENT CORPORATION PROPERTY, is referred to the Committee on Local Government No. 1.

By Representatives J. W. Crawford, Church, and Watkins:

H. B. 473, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF NORLINA TO REFUSE TO ISSUE ON-PREMISES MALT BEVERAGE PERMITS, is referred to the Committee on Local Government No. 1.

By Representatives Evans and James:

H. B. 474, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ADAPTIVE RESTORATION OF THE LATHAM HOUSE IN PLYMOUTH, is referred to the Committee on Local Government No. 2.

By Representative Evans:

H. B. 475, A BILL TO BE ENTITLED AN ACT TO INCLUDE OPTOMETRISTS, VETERINARIANS, AND NURSES IN THE EXEMPTION FROM THE CONFLICT OF INTEREST PROVISIONS GOVERNING MEMBERSHIP ON CERTAIN LOCAL BOARDS, is referred to the Committee on Judiciary No. 4.

By Representatives Evans and Stamey:

H. B. 476, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE MARINE RESOURCES CENTER ADMINISTRATIVE BOARD, TO REORGANIZE THE MARINE SCIENCE COUNCIL, AND TO ESTABLISH AN OFFICE OF MARINE AFFAIRS, is referred to the Committee on State Government.

By Representatives Evans and James:

H. B. 477, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PERMISSION FOR PERSONS TO ENGAGE IN BUSINESS AS PAWNBROKERS IN THE UNINCORPORATED AREAS OF DARE COUNTY, is referred to the Committee on Local Government No. 1.

By Representatives Holmes and Brown (Co-sponsors):

H. B. 478, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES IN THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE FILLED UNTIL THE NEXT ELECTION, is referred to the Committee on Local Government No. 2.

By Representatives Brubaker, Anderson, and Boyd:

H. B. 479, A BILL TO BE ENTITLED AN ACT TO RATIFY THE BAILMENT SURCHARGE WHICH PAYS FOR THE OPERATING BUDGET OF ALCOHOL LAW ENFORCEMENT, is referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 135, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESTRICTIONS ON FORCE ACCOUNT WORK AS THEY APPLY TO THE CITY OF MONROE, is read the first time and is referred to the Committee of Local Government No. 1.

S. B. 161, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN PLURALITY ELECTION, AND TO PROVIDE FOR ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT, is read the first time and is referred to the Committee on Local Government No. 2.

Representative Noles moves that the bill be removed from the Committee on Local Government No. 2 and be re-referred to the Committee on Election Laws. This motion fails by electronic vote (9-83). The bill remains in the Committee on Local Government No. 2.

S. B. 163, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE ASHEBORO AIRPORT AUTHORITY, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 187, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE CONCERNING THE POWERS OF THE CITY MANAGER, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 190, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE LEASE OF PROPERTY, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 192, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE APPROVAL OF STREET NAME CHANGE REQUESTS, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 193, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY Of CHARLOTTE, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 199, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE YANCEY COUNTY BOARD OF EDUCATION SHALL BE ELECTED BY THE NONPARTISAN ELECTION AND RUNOFF ELECTION METHOD, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 205, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MOORE COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS AND TO PROVIDE FOR NOMINATION AND ELECTION BY DISTRICT, is read the first time and is referred to the Committee on Local Government No. 1.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 51, A BILL TO BE ENTITLED AN ACT TO REPEAL LOCAL LEGISLATION PERMITTING THE SALE OF ROCK FISH IN HALIFAX AND NORTHAMPTON COUNTIES.

S. B. 132, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LIMITATION ON THE NUMBER OF MEMBERS OF A POLITICAL PARTY WHO MAY SERVE ON THE ASHEBORO CITY BOARD OF EDUCATION, AND TO CLARIFY THAT ABSENTEE VOTING IS ALLOWED.

H. B. 6, AN ACT TO REMOVE THE REPORTING REQUIREMENTS FOR ESTATES OF LESS THAN ONE HUNDRED THOUSAND DOLLARS IN VALUE.

H. B. 14, AN ACT TO CLARIFY THE SCOPE OF THE INHERITANCE TAX EXEMPTION FOR PROPERTY PASSING TO A CHARITABLE, RELIGIOUS, OR EDUCATIONAL ORGANIZATION OR FOR A CHARITABLE, RELIGIOUS, OR EDUCATIONAL PURPOSE.

H. B. 15, AN ACT TO EXTEND THE INCOME TAX EXCLUSION FOR CERTAIN EMPLOYEE DEATH BENEFITS TO SIMILAR DEATH BENEFITS OF SELF-EMPLOYED INDIVIDUALS.

H. B. 30, AN ACT TO ALLOW CERTAIN MEMBERS OF THE ARMED FORCES WHO ARE ON EXTENDED ACTIVE DUTY A LONGER PERIOD OF TIME IN WHICH TO ROLL OVER GAIN ON THE SALE OF THEIR PRINCIPAL RESIDENCE.

H. B. 49, AN ACT TO ALLOW SPOUSES TO SHARE THEIR ANNUAL GIFT TAX EXCLUSIONS ONLY IF BOTH SPOUSES ARE RESIDENTS OF NORTH CAROLINA AND TO MAKE CONSENT TO SHARE ANNUAL EXCLUSIONS IRREVOCABLE.

H. B. 50, AN ACT TO ELIMINATE THE NECESSITY OF OBTAINING AN INHERITANCE TAX WAIVER FOR SECURITIES DECLARED AND INTEREST ACCRUING AFTER THE DECEDENT'S DEATH.

H. B. 73, AN ACT TO ALLOW A DIVORCED OR SEPARATED PARENT TO CLAIM AN INCOME TAX DEDUCTION FOR EXPENSES FOR MEDICAL CARE FOR HIS CHILD, REGARDLESS WHETHER THE PARENT PROVIDED OVER ONE-HALF HIS CHILD'S SUPPORT FOR THE TAXABLE YEAR.

H. B. 161, AN ACT AUTHORIZING RETAIL BUSINESSES TO OBTAIN AN ABC PERMIT TO SELL UNFORTIFIED WINE FOR OFF-PREMISES CONSUMPTION.

H. B. 250, AN ACT TO VERIFY THE BOUNDARIES OF THE TOWN OF KING.

H. B. 278, AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MADISON.

H. B. 311, AN ACT TO PROVIDE FOR ANNEXATION BY REFERENDUM IN TOWNS IN CRAVEN COUNTY WITH A POPULATION OF LESS THAN FIVE HUNDRED WHICH PROVIDE LESS THAN SIX OF THE SEVEN SERVICES NORMALLY NECESSARY TO RECEIVE POWELL BILL FUNDS.

S. J. R. 196, A JOINT RESOLUTION HONORING THE CITY OF FAYETTEVILLE ON BEING NAMED AN ALL AMERICA CITY.

CALENDAR

Action is taken on the following:

H. B. 373, A BILL TO BE ENTITLED AN ACT TO CHANGE THE BOUNDARY LINE BETWEEN THE TOWNS OF SOUTHERN SHORES AND KITTY HAWK.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Quinn, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, Watkins, Windley, Wiser, B. Woodard and C. Woodard — 92.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Craven, Holmes, Hughes, Hurst, Miller, Redwine, Tyson, Wicker, and Wood — 10.

H. B. 386, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF GARNER TO PERMIT THE COLLECTION OF MONEY INSTEAD OF REQUIRING LAND DEDICATION FOR RECREATIONAL PURPOSES AND FOR SIDEWALKS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan,

Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, Devane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Quinn, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, Watkins, Windley, Wiser, B. Woodard, and C. Woodard — 92.

Voting in the negative: None.

Excused absences: Representatives Brubaker Craven, Holmes, Hughes, Hurst, Miller, Redwine, Tyson, Wicker, and Wood — 10.

H. B. 326, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TOWN OWNED PROPERTY TO THE TOWN OF AYDEN, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gist, Greenwood, M. Hall, Hasty, Hauser, Holroyd, Holt, Huffman, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Pool, Privette, Quinn, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, Watkins, Windley, Wiser, B. Woodard, and C. Woodard — 86.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Craven, Holmes, Hughes, Hurst, Miller, Redwine, Tyson, Wicker, and Wood — 10.

S. B. 118, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF RHODHISS TO PROVIDE FOR A FOUR-YEAR TERM FOR THE MAYOR AND STAGGERED FOUR-YEAR TERMS FOR THE BOARD OF COMMISSIONERS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 371, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR A RECORD SEARCH OR FOR A COPY OF A VITAL RECORD, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chapin, Church, Cole, Colton, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic,

Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Quinn, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, Watkins, Windley, Wiser, B. Woodard, and C. Woodard — 90.

Voting in the negative: Representatives Chalk, Cochrane, Decker, and Sizemore — 4.

Excused absences: Representatives Brubaker, Craven, Holmes, Hughes, Hurst, Miller, Redwine, Tyson, Wicker, and Wood — 10.

H. B. 306, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO PERMIT THE GENERAL ASSEMBLY TO GRANT TO APPROPRIATE PULIC BODIES IN THE STATE ADDITIONAL POWERS TO DEVELOP NEW AND EXISTING SEAPORTS AND AIRPORTS, INCLUDING POWERS TO FINANCE AND REFINANCE FOR PUBLIC AND PRIVATE PARTIES SEAPORT AND AIRPORT AND RELATED FACILITIES AND IMPROVEMENTS.

On motion of Representative Blue, the bill is withdrawn from the Calendar and is re-referred to the Committee on Constitutional Amendments.

Committee Substitute for H. B. 237, A BILL TO BE ENTITLED AN ACT TO EXEMPT FOR-HIRE PASSENGER VEHICLES OF LESS THAN FIFTEEN-PASSENGER CAPACITY, passes its second reading, by electronic vote (85-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 300, A BILL TO BE ENTITLED AN ACT TO PERMIT ORDAINED CLERGYMEN TO BE CONSIDERED SELF-EMPLOYED FOR TAX WITHHOLDING PURPOSES INSTEAD OF AN EMPLOYEE OF A CHURCH.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted, which changes the title.

The bill, as amended, passes its second reading, by electronic vote (91-0), and remains on the Calendar.

H. B. 427, A BILL TO BE ENTITLED AN ACT TO EXTEND PARENTAL LIABILITY IN MOTOR VEHICLE CASES TO ADULT CHILDREN.

On motion of Representative Lancaster, Committee Amendment No. 1 is adopted.

Representative Hackney offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading by electronic vote (83-4).

Representative Brawley objects to the third reading. The bill remains on the Calendar.

Representative Stamey rises on a point of personal privilege and makes the following remarks honoring the anniversary date of the death of Franklin Delano Roosevelt, thirty-second President of the United States:

"I think it most appropriate that we adjourn this House today in memory of President Franklin Delano Roosevelt, who died forty years ago today.

"President Roosevelt held special affection for the South, its people, its land, and its pride.

"He told us not to reject our widows and children, to feed the hungry. He gave us faith again in our lending institutions. He brought light and electricity to a region where there had been darkness.

"I think it most appropriate that we honor the memory of this great President."

On motion of Representative Lilley, seconded by Representative Fletcher, the House adjourns in honor and memory of Franklin Delano Roosevelt to reconvene Monday, April 15 at 8:00 p.m.

FIFTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, April 15, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Dr. Elton Hendricks, President, Methodist College, Fayetteville, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Holt and Justus for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 269, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-288(e) RELATING TO DEALER BONDS, with a favorable report, as amended.

H. B. 270, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-294 RELATING TO DEALER LICENSES, with a favorable report, as amended.

By Representative Locks for the Committee on Aging:

H. B. 289, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PARTIAL EXCLUSION FROM INCOME FOR RETIREMENT PAY RECEIVED BY AN ELDERLY TAXPAYER FROM A PRIVATE EMPLOYER RETIREMENT PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives L. Etheridge and Fitch:

H. B. 480, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILSON TO INCLUDE WITHIN THE BOUNDARIES OF THE CITY OF WILSON AN AREA KNOWN AS NEWTON PARK, is referred to the Committee on Local Government No. 2.

By Representatives McDowell, Fitch, Holt, James, and Stamey:

H. B. 481, A BILL TO BE ENTITLED AN ACT TO STREAMLINE AND CONSOLIDATE THE INSPECTION PROCESS FOR MIGRANT CAMPS, is referred to the Committee on State Government.

By Representatives McDowell, Bowman, Fitch, Holt, James, McAlister, and Stamey:

H. B. 482, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES FOR THE PROVISION OF ESSENTIAL INPATIENT HOSPITAL CARE AND RELATED SERVICES TO MIGRANT FARMWORKERS AND THEIR DEPENDENTS WHILE IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Enloe:

H. B. 483, A BILL TO BE ENTITLED AN ACT TO ASSURE COMPLIANCE OF THE NORTH CAROLINA EMPLOYMENT SECURITY LAW WITH FEDERAL LAW, is referred to the Committee on Employment Security.

By Representatives Diamont, Cole, and M. Hall:

H. B. 484, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF MOUNT AIRY TO DISPOSE OF CERTAIN REAL PROPERTY BY PRIVATE NEGOTIATION AND SALE, is referred to the Committee on Local Government No. 2.

By Representatives Holt, Bowman, McAlister, McDowell, and Stamey:

H. B. 485, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN FORECLOSURE SALES PRIOR TO OCTOBER 1, 1984, is referred to the Committee on Judiciary No. 3.

By Representative Enloe:

H. B. 486, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT AN ELEVATOR AT THE GRAHAM COUNTY COURTHOUSE TO PROVIDE HANDICAPPED ACCESS TO THE COURTHOUSE, is referred to the Committee on Appropriations.

By Representative Enloe:

H. B. 487, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE MACON COUNTY FAIR ASSOCIATION, is referred to the Committee on Appropriations.

By Representatives Hasty and Hudson:

H. B. 488, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR COVERAGE UNDER THE STATE PROPERTY FIRE INSURANCE FUND TO BE ON A REPLACEMENT COST BASIS INSTEAD OF AN ACTUAL CASH VALUE BASIS; AND TO REIMBURSE LOCAL FIRE DEPARTMENTS FOR PROTECTION OF STATE PROPERTY FROM THE GENERAL FUND, is referred to the Committee on Insurance.

By Representatives Hauser, Kennedy, and Rhodes:

H. B. 489, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF MEMBERS OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION FROM EIGHT TO NINE MEMBERS, AND REMOVE THE LIMITATION ON REELECTION OR REAPPOINTMENT OF SCHOOL BOARD MEMBERS, is referred to the Committee on Local Government No. 2.

By Representatives McAlister, N. J. Crawford, Jeralds, and Jones:

H. B. 490, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DUTY OF CANDIDATES, POLITICAL COMMITTEES, AND REFERENDUM COMMITTEES TO REPORT RECEIPTS AND EXPENDITURES RECEIVED OR MADE AFTER THE ELECTION, is referred to the Committee on Election Laws.

By Representatives McAlister, Beall, N. J. Crawford, Jeralds, Jones, and Kessee-Forrester:

H. B. 491, A BILL TO BE ENTITLED AN ACT TO CLARIFY REASONABLE SUPPORT FROM A PARENT ENTITY TO A POLITICAL ACTION COMMITTEE, is referred to the Committee on Election Laws.

By Representatives McAlister, Beall, N. J. Crawford, Jeralds, Jones, Keesee-Forrester, and E. Warren:

H. B. 492, A BILL TO BE ENTITLED AN ACT REGULATING CONTRIBUTIONS BY POLITICAL COMMITTEES NOT REGISTERED IN NORTH CAROLINA TO CANDIDATES AND REGISTERED POLITICAL COMMITTEES, is referred to the Committee on Election Laws.

By Representatives McAlister, Beall, N. J. Crawford, Easterling, Foster, Jeralds, Jones, Keesee-Forrester, and E. Warren:

H. B. 493, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CEILING ON CONTRIBUTIONS TO A POLITICAL COMMITTEE IN YEARS BEFORE THE ELECTION YEAR, is referred to the Committee on Election Laws.

By Representatives McAlister, Beall, N. J. Crawford, Easterling, Foster, Jeralds, Jones, Keesee-Forrester, and E. Warren:

H. B. 494, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT EXPENDITURE REPORTS SHALL INCLUDE THE NAME AND ADDRESS OF ALL INDIVIDUALS RECEIVING EXPENDITURES OVER A CERTAIN AMOUNT, is referred to the Committee on Election Laws.

By Representatives McAlister, Beall, N. J. Crawford, Easterling, Foster, Jeralds, Jones, Keesee-Forrester, and E. Warren:

H. B. 495, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LIMITATION ON MEDIA EXPENSES IN CERTAIN STATEWIDE RACES, WHICH HAS BEEN DECLARED UNCONSTITUTIONAL, is referred to the Committee on Election Laws.

By Representatives McAlister, Beall, N. J. Crawford, Easterling, Foster, Jeralds, Jones, Keesee-Forrester, and E. Warren:

H. B. 496, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SAVINGS AND LOAN ASSOCIATIONS SHALL HAVE THE SAME POWER AS BANKS TO MAKE LOANS TO CANDIDATES OR POLITICAL COMMITTEES IN THE ORDINARY COURSE OF BUSINESS, is referred to the Committee on Election Laws.

By Representatives McAlister, Beall, N. J. Crawford, Jeralds, Jones, and Keesee-Forrester:

H. B. 497, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COMMUNICATIONS BY CORPORATIONS, BUSINESS ENTITIES, LABOR UNIONS, PROFESSIONAL ASSOCIATIONS, AND INSURANCE COMPANIES MAY NOT CONTAIN SUPPORT OR OPPOSITION TO STATE OR LOCAL CANDIDATES, is referred to the Committee on Election Laws.

By Representatives McAlister, Beall, N. J. Crawford, Easterling, Foster, Jeralds, Jones, Keesee-Forrester, and E. Warren:

H. B. 498, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN CRIMINAL ACTIONS CONCERNING CONTRIBUTIONS IN THE NAME OF ANOTHER OR ANONYMOUS CONTRIBUTIONS TO STATEWIDE OR JUDICIAL OFFICE, VENUE SHALL BE IN WAKE COUNTY, is referred to the Committee on Election Laws.

By Representatives Edwards, Fitch, and Hauser:

H. B. 499, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FAIR HOUSING ACT, is referred to the Committee on Housing.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 500, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 188 OF THE 1977 SESSION LAWS RELATING TO THE POLICEMEN'S PENSION FUND OF THE CITY OF ASHEVILLE, is referred to the Committee on Pensions and Retirement.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 501, A BILL TO BE ENTITLED AN ACT TO APPORPRIATE FUNDS FOR THE ASHEVILLE COMMUNITY THEATRE, is referred to the Committee on Appropriations.

By Representatives Greenwood, Colton, N. J. Crawford, and Nesbitt:

H. B. 502, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MONTREAT, is referred to the Committee on Local Government No. 2.

By Representatives Quinn, Hudson, and Privette:

H. B. 503, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CONCORD TO ENTER INTO LEASES OF UP TO TWENTY YEARS WITHOUT BID, AND TO CLARIFY FINANCING AVAILABLE TO THE CITY AND ITS BOARD OF LIGHT AND WATER COMMISSIONERS, is referred to the Committee on Local Government No. 2.

By Representatives Brown and Holmes:

H. B. 504, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES AND THE CITIES OF WILKESBORO AND NORTH WILKESBORO TO APPROPRIATE MONEY TO THE WILKES YMCA, is referred to the Committee on Local Government No. 2.

By Representative Fletcher:

H. B. 505, A BILL TO BE ENTITLED AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS, is referred to the Committee on Local Government No. 1.

By Representative Brubaker:

H. B. 506, A BILL TO BE ENTITLED AN ACT RELATING TO QUORUM AND VOTING REQUIREMENTS OF THE STATE BANKING COMMISSION, is referred to the Committee on Banks and Thrift Institutions.

By Representatives Sparrow, Blue, Fussell, Holroyd, Stamey, and Wiser:

H. B. 507, A BILL TO BE ENTITLED AN ACT TO AMEND THE TOWN OF KNIGHTDALE CHARTER TO PERMIT CONDITIONAL USE ZONING, is referred to the Committee on Local Government No. 2.

By Representative Hunt:

H. B. 508, A BILL TO BE ENTITLED AN ACT TO PROVIDE SUPPLEMENTAL RETIREMENT FUNDS FOR MEMBERS OF THE CITY OF SHELBY FIRE DEPARTMENT AND TO MODIFY THE APPLICATION OF G. S. 118-5, G. S. 118-6, and G. S. 118-7 TO THE CITY OF SHELBY, is referred to the Committee on Pensions and Retirement.

By Representatives McLaughlin, Barnhill, Easterling, Foster, Mothershead, Richardson, and Spoon:

H. B. 509, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CHARLOTTE-MECKLENBURG COUNTY BOARD OF EDUCATION TO CONTINUE ITS PILOT PROGRAM EXTENDING THE PROBATIONARY PERIOD FOR NONTENURED TEACHERS, is referred to the Committee on Local Government No. 2.

By Representative B. Woodard:

H. B. 510, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATUTORY REQUIREMENT THAT A HEALTH CERTIFICATE BE OBTAINED BEFORE RECEIVING A LICENSE TO MARRY, is referred to the Committee on Health.

By Representatives B. Woodard and Easterling:

H. B. 511, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 108 A-14 AFFECTING THE DUTIES AND RESPONSIBILITIES OF COUNTY DIRECTORS OF SOCIAL SERVICES, is referred to the Committee on Human Resources.

By Representatives B. Woodard and Easterling:

H. B. 512, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 48-25 TO PERMIT DISCLOSURE OF INFORMATION CONCERNING ADOPTEES AND THEIR BIOLOGICAL RELATIVES, is referred to the Committee on Judiciary No. 2.

By Representatives B. Woodard and Easterling:

H. B. 513, A BILL TO BE ENTITLED AN ACT TO GIVE NOTICE TO AGENCIES OF MOTIONS TO OPEN ADOPTION RECORDS, is referred to the Committee on Judiciary No. 2.

By Representatives Easterling and B. Woodard:

H. B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO SECURE MEDICAL, SURGICAL, PSYCHIATRIC, PSYCHOLOGICAL AND OTHER CARE OR TREATMENT FOR A JUVENILE IN THE CUSTODY OR PHYSICAL CUSTODY OF A COUNTY DEPARTMENT OF SOCIAL SERVICES, is referred to the Committee on Human Resources.

By Representatives Easterling, Cromer, and B. Woodard:

H. B. 515, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 35 AND CHAPTER 108A REGARDING THE APPOINTMENT OF DISINTERESTED PUBLIC AGENTS AND OTHERS AS GUARDIANS, is referred to the Committee on Judiciary No. 2.

By Representatives Easterling, Cochrane, Cromer, Privette, Stamey, and B. Woodard:

H. B. 516, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 14-190.12 AND G. S. 7A-517 TO PROHIBIT SEXUAL EXPLOITATION OF CHILDREN, is referred to the Committee on Children and Youth:

By Representatives Easterling and B. Woodard:

H. B. 517, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN APPEARANCE BEFORE THE COURT FOR THE PURPOSE OF EXECUTING PARENTAL CONSENTS TO ADOPTION IN INDEPENDENT PLACEMENTS, is referred to the Committee on Judiciary No. 2.

By Representatives Cromer, Cochrane, Hege, and Privette:

H. B. 518, A BILL TO BE ENTITLED AN ACT TO REQUIRE ELECTION BY VOTERS RESIDING IN THE AREA OF PROPOSED ANNEXATION UPON PETITION, is referred to the Committee on Judiciary No. 4.

By Representatives Cromer, Cochrane, Hege, and Privette:

H. B. 519, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN A CITY ANNEXES PROPERTY IN A COUNTY WHERE LESS THAN FIFTY PERCENT OF THE CITY IS LOCATED, NOTICE MUST ALSO BE GIVEN IN THAT COUNTY, is referred to the Committee on Judiciary No. 4.

By Representatives Cochrane, Allran, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Cole, Craven, Cromer, Decker, Duncan, Esposito, L. Etheridge, Gardner, Hege, Holmes, Huffman, Hughes, Hurst, Justus, Keesee-Forrester, Ligon, Mothershead, Noles, Privette, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Walker, R. Warren, Windley, and Wood:

H. B. 520, A BILL TO BE ENTITLED AN ACT TO ENACT "THE TAX RELIEF ACT OF 1985", is referred to the Committee on Finance.

By Representatives James, Brawley, Brinkley, Enloe, Evans, Lutz, and Tyson:

H. B. 521, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO LEVY ADDITIONAL ONE-HALF PERCENT LOCAL SALES AND USE TAXES AND TO REQUIRE THAT THE ADDITIONAL TAX REVENUE BE USED FOR PUBLIC SCHOOLS, is referred to the Committee on Finance.

By Representatives James and Evans:

H. B. 522, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ADAPTIVE RESTORATION OF THE GATES COUNTY COURTHOUSE IN GATESVILLE, is referred to the Committee on Appropriations.

By Representatives E. Warren and Jones:

H. B. 523, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS FROM PUBLIC ROADS IN GREENE COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives DeVane and C. Woodard:

H. B. 524, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RETIREMENT OF CURRENTLY PERMANENT PART-TIME TEACHERS AND STATE EMPLOYEES WHO HAD TEN OR MORE YEARS OF MEMBERSHIP SERVICE PRIOR TO EMPLOYMENT ON A PERMANENT PART-TIME BASIS, WITH THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives DeVane, Hasty, and Locks:

H. B. 525, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING ON THE LAND OF ANOTHER WITHOUT HIS PERMISSION IN HOKE COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives DeVane, Hasty, and Locks:

H. B. 526, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN HOKE COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives Locks, Ballance, Barnhill, Creecy, Edwards, Fitch, Gist, Hauser, Jeralds, Kennedy, Michaux, and Richardson:

H. J. R. 527, A JOINT RESOLUTION URGING NORTH CAROLINA CORPORATIONS TO END ALL FINANCIAL INVOLVEMENT WITH SOUTH AFRICA, is referred to the Committee on Rules and Operation of the House.

By Representatives Locks, Cromer, DeVane, Edwards, Hauser, and Wiser:

H. B. 528, A BILL TO BE ENTITLED AN ACT TO AMEND THE NURSING HOME PATIENTS' BILL OF RIGHTS, is referred to the Committee on Aging.

By Representatives Locks, DeVane, and Hasty:

H. B. 529, A BILL TO BE ENTITLED AN ACT TO ADD ROBESON COUNTY TO THE LIST OF COUNTIES IN WHICH IT IS A CRIME TO OBTAIN AMBULANCE SERVICES WITHOUT INTENDING TO PAY FOR THE SERVICES OR TO MAKE AN UNNEEDED AMBULANCE REQUEST, is referred to the Committee on Local Government No. 1.

By Representatives Fussell, Blue, Church, N. J. Crawford, Dawkins, Enloe, Bruce Ethridge, Fletcher, Foster, Holroyd, Keesee-Forrester, Kennedy, Owens, Sparrow, Stamey, Tyndall, E. Warren, Wiser, and C. Woodard:

H. B. 530, A BILL TO BE ENTITLED AN ACT TO REMOVE ARCHAIC REFERENCES TO SCHOOL COMMITTEES FROM CHAPTER 115C OF THE GENERAL STATUTES, is referred to the Committee on Education.

By Representatives Evans and James:

H. B. 531, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATUTES RELATING TO THE GAME COMMISSION OF CURRITUCK COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives Evans and James:

H. B. 532, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DARE COUNTY TO LEVY AN OCCUPANCY TAX, is referred to the Committee on Finance.

By Representatives Hunter, Blue, Cromer, and Fitch:

H. B. 533, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS, is referred to the Committee on Courts and Administration of Justice.

By Representatives Hunter and Blue:

H. B. 534, A BILL TO BE ENTITLED AN ACT TO MODIFY COURT COSTS, is referred to the Committee on Courts and Administration of Justice.

By Representative Hunter:

H. B. 535, A BILL TO BE ENTITLED AN ACT TO PERMIT STATE LAW ENFORCEMENT OFFICERS TO RESTORE WITHDRAWN CONTRIBUTIONS AND CREDITABLE SERVICE, AND TO RESTORE FORFEITED CREDITABLE SERVICE OF WILDLIFE PROTECTORS, is referred to the Committee on Pensions and Retirement.

By Representative Miller:

H. B. 536, A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS IN NORTH CAROLINA BY PROVIDING FOR PLACEMENT OF INSURANCE WITH FINANCIALLY SOUND NONADMITTED INSURERS AND FOR A SYSTEM OF REGULATION OF SURPLUS LINES INSURANCE, is referred to the Committee on Insurance.

By Representatives B. Woodard, Easterling, and Hudson:

H. B. 537, A BILL TO BE ENTITLED AN ACT TO REDUCE THE LENGTH OF TIME A CHILD MUST REMAIN IN FOSTER CARE AS GROUNDS FOR TERMINATING PARENTAL RIGHTS, is referred to the Committee on Judiciary No. 2.

By Representatives Owens, Hunt, and Lutz:

H. B. 538, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN ELECTION IN THE ELLENBORO FIRE PROTECTION DISTRICT IN RUTHERFORD COUNTY, is referred to the Committee on Local Government No. 1.

By Representative Easterling:

H. B. 539, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA COUNCIL ON THE HOLOCAUST, is referred to the Committee on State Government.

By Representatives Bruce Ethridge, Mavretic, and Payne:

H. B. 540, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COASTAL RESOURCES COMMISSION TO CONSIDER THE PRESENT AND ANTICIPATED USE OF ADJACENT WATERS BEFORE GRANTING A PERMIT UNDER THE COASTAL AREA MANAGEMENT ACT, is referred to the Committee on Water and Air Resources.

By Representatives Esposito, Allran, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Cochrane, Cole, Cromer, Decker, Duncan, L. Etheridge, M. Hall, Hege, Huffman, Hurst, Justus, Keesee-Forrester, Ligon, Privette, Rhodes, Robinson, Sizemore, Spoon, Walker, and Windley:

H. B. 541, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 15A, ARTICLE 81A OF THE GENERAL STATUTES TO ADD AS AN AGGRAVATING FACTOR THAT DEFENDANT'S ACTS CAUSED THE DEATH OF AN UNBORN CHILD, is referred to the Committee on Judiciary No. 4.

By Representatives Esposito, Allran, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Cochrane, Cole, Craven, Cromer, Decker, Duncan, L. Etheridge, Gardner, M. Hall, Hege, Holmes, Huffman, Hurst, Justus, Keesee-Forrester, Ligon, Mothershead, Privette, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Walker, R. Warren, and Windley:

H. B. 542, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 15A, ARTICLE 100 OF THE GENERAL STATUTES TO ADD AS AN AGGRAVATING FACTOR THAT THE MURDER RESULTED IN THE DEATH OF AN UNBORN CHILD, is referred to the Committee on Judiciary No. 4.

By Representatives Craven and Hege:

H. B. 543, A BILL TO BE ENTITLED AN ACT TO INCORPORATE DORNOCH VILLAGE, is referred to the Committee on Local Government No. 2.

By Representative Craven:

H. B. 544, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN MOORE COUNTY, is referred to the Committee on Wildlife Resources.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 114, A BILL TO BE ENTITLED AN ACT FOR THE COUNTY OF ONSLOW AND ITS MUNICIPALITIES CONCERNING ZONING, is read the first time and is referred to the Committee on Local Government No. 1.

S. J. R. 143, A JOINT RESOLUTION APPROVING THE STATE PLAN FOR VOCATIONAL EDUCATION, is read the first time and is referred to the Committee on Rules and Operation of the House.

S. B. 150, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CERTIFIED PUBLIC ACCOUNTANT EXAMINATION FEE, is read the first time and is referred to the Committee on Finance.

S. B. 179, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE BOARD OF MORTUARY SCIENCE FROM ISSUING SPECIAL PERMITS OR COURTESY CARDS TO NONRESIDENT FUNERAL DIRECTORS, EMBALMERS, AND FUNERAL SERVICE LICENSEES FROM STATES THAT DO NOT RECIPROCATE, is read the first time and is referred to the Committee on State Government.

S. B. 185, A BILL TO BE ENTITLED AN ACT TO AMEND SECTION 2 OF CHAPTER 1120, 1979 SESSION LAWS TO GIVE THE COUNTY OF WASHINGTON THE POWER OF CONDEMNATION TO ACQUIRE REAL PROPERTY FOR ACCESS ROADS TO ECONOMIC DEVELOPMENT COMMISSION PROPERTY, is read the first time and referred to the Committee on Local Government No. 1.

S. B. 191, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO UPTOWN DEVELOPMENT PROJECTS, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 127, A BILL TO BE ENTITLED AN ACT TO ELIMINATE UNNEEDED CAMPAIGN FINANCE REPORTS, is read the first time and is referred to the Committee on Election Laws.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 295, A BILL TO BE ENTITLED AN ACT TO MOVE THE ELECTION DATE FOR THE RANDOLPH COUNTY BOARD OF EDUCATION FROM THE PRIMARY TO THE GENERAL ELECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate:

H. B. 342, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF JACKSONVILLE TO INCREASE ITS PARKING PENALTIES TO FIVE DOLLARS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 371, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR A RECORD SEARCH OR FOR A COPY OF A VITAL RECORD, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 104.

Voting in the negative: Representatives Ligon and Wood — 2.

Excused absences: Representatives Holt, and Justus — 2.

H. B. 300, A BILL TO BE ENTITLED AN ACT TO PERMIT ORDAINED OR LICENSED CLERGYMEN TO BE CONSIDERED SELF-EMPLOYED FOR TAX WITHHOLDING PURPOSES INSTEAD OF AN EMPLOYEE OF A CHURCH.

The bill, as amended, passes its third reading, by electronic vote (101-0), and is ordered engrossed and sent to the Senate.

H. B. 427, A BILL TO BE ENTITLED AN ACT TO EXTEND PARENTAL LIABILITY IN MOTOR VEHICLE CASES TO ADULT CHILDREN.

The bill, as amended, passes its third reading, by electronic vote (109-1), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 108, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR CONSTRUCTION OF A RESOURCE RECOVERY FACILITY THAT USES SOLID WASTE AS A PRIMARY FUEL, passes its second reading, by electronic vote (107-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 71, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO ISSUE VOTER REGISTRATION CARDS, AND SET MINIMUM STANDARDS FOR SUCH CARDS, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Barnes, H. B. 434, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF HILLSBOROUGH, is withdrawn from the Committee on Local Government No. 2 and is re-referred to the Committee on Local Government No. 1.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 29, AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER THEY ARE SAFE.

S. B. 118, AN ACT TO AMEND THE CHARTER OF THE TOWN OF RHODHISS TO PROVIDE FOR A FOUR-YEAR TERM FOR THE MAYOR AND STAGGERED FOUR-YEAR TERMS FOR THE BOARD OF COMMISSIONERS.

H. B. 249, AN ACT TO PROVIDE THAT TEMPORARY VEHICLE REGISTRATION PLATES OR MARKERS ARE EFFECTIVE FOR A MAXIMUM OF THIRTY DAYS INSTEAD OF TWENTY DAYS.

H. B. 283, AN ACT TO PROHIBIT UNSAFE MOVEMENTS IN PUBLIC VEHICULAR AREAS.

On motion of Representative Lilley, seconded by Representative Stamey, the House adjourns to reconvene April 16 at 1:30 p.m.

FIFTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 16, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Nye.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Holt, Hudson, Justus, and Tyson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Foster for the Committee on Education:

H. B. 186, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STATE FUNDING OF VOCATIONAL EDUCATION UNDER THE FEDERAL VOCATIONAL EDUCATION ACT, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Foster, Committee Amendment No. 1 is adopted. The bill is ordered engrossed and re-referred to the Committee on Appropriations.

H. B. 319, A BILL TO BE ENTITLED AN ACT TO RETAIN VOCATIONAL TEACHERS ELIMINATED BY LOSS OF FEDERAL FUNDING, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Foster, Committee Amendment No. 1 is adopted. The bill is ordered engrossed and re-referred to the Committee on Appropriations.

By Representative Holroyd for the Committtee on Cultural Resources:

H. B. 287, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HISTORIC PRESERVATION FOUNDATION, INC., FOR THE STATEWIDE REVOLVING FUND FOR HISTORIC PRESERVATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

S. B. 112, A BILL TO BE ENTITLED AN ACT ABOLISHING THE ADVISORY BOARD OF THE NORTH CAROLINA SCHOOL OF THE ARTS, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 234, A BILL TO BE ENTITLED AN ACT TO CLARIFY INTEREST RELATING TO JUDGMENTS AND PROVIDE FOR INTEREST ON NONCONTRACT JUDGMENTS REGARDLESS OF INSURANCE COVERAGE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 18. The original bill is placed on the Unfavorable Calendar

H. B. 303, A BILL TO BE ENTITLED AN ACT TO RESTORE TO THE GOVERNOR POWER TO PREPARE AND ADMINISTER THE BUDGETS OF THE STATE TREASURER, STATE AUDITOR, AND ADMINISTRATIVE OFFICER OF THE COURTS, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 435, A BILL TO BE ENTITLED AN ACT TO ADD AN ADDITIONAL FACTOR IN DIVISION OF MARITAL PROPERTY, with a favorable report.

By Representative James for the Committee on Agriculture:

H. B. 397, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX DEDUCTION FOR MARKETING ASSESSMENTS ON TOBACCO GROWN IN NORTH CAROLINA, with a favorable report.

By Representative Quinn for the Committee on Finance:

H. B. 222, A BILL TO BE ENTITLED AN ACT TO REPEAL THE INHERITANCE TAX, AND TO REDEFINE THE ESTATE TAX, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for April 18. The original bill is placed on the Unfavorable Calendar.

By Representative Murphy for the Committee on Health:

H. B. 370, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSION FOR HEALTH SERVICES TO EXEMPT CHILDREN ALREADY ENROLLED IN SCHOOL FROM NEW IMMUNIZATION REQUIREMENTS, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Blue, Fitch, and Hunter:

H. B. 545, A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT THE APPELLATE DEFENDER'S OFFICE, is referred to the Committee on Courts and Administration of Justice.

By Representative Blue:

H. B. 546, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 6, PRIVATE LAWS OF NORTH CAROLINA 1840-1841, AS AMENDED, PERTAINING TO THE CONSTRUCTION, OPERATION AND FINANCING OF HOSPITAL AND MEDICAL CARE FACILITIES BY THE TRUSTEES OF THE REX HOSPITAL, RALEIGH, NORTH CAROLINA, is referred to the Committee on Local Government No. 1.

By Representative Easterling:

H. B. 547, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO APPROPRIATE NON-AD VALOREM TAX FUNDS TO PROMOTE AND FURTHER THE CAROLINAS CARROUSEL, is referred to the Committee on Local Government No. 2.

By Representative Easterling:

H. B. 548, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES WITH POPULATIONS IN EXCESS OF TWO HUNDRED THOUSAND TO BORROW MONEY AND ISSUE BONDS FOR THE PURPOSE OF ACQUIRING RIGHTS-OF-WAY FOR PUBLIC STREETS, is referred to the Committee on Judiciary No. 1.

By Representative Easterling:

H. B. 549, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ACQUIRE RIGHTS-OF-WAY FOR PUBLIC STREETS, is referred to the Committee on Judiciary No. 1.

By Representative Easterling:

H. B. 550, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 767 OF THE 1983 SESSION LAWS AND RELATING TO THE PURCHASE OF CREDIT IN THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representative Easterling:

H. B. 551, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS TO HOLD SPECIAL MEETINGS OUTSIDE OF MECKLENBURG COUNTY, is referred to the Committee on Local Goverment No. 2.

By Representative Easterling:

H. B. 552, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PRE-SCHOOL, MODERATELY TO PROFOUNDLY RETARDED CHILDREN ON THE WAITING LIST AT THE ST. MARK'S CENTER IN CHARLOTTE, is referred to the Committee on Appropriations.

By Representative Easterling:

H. B. 553, A BILL TO BE ENTITLED AN ACT TO AMEND MANDATORY REFERRAL LEGISLATION APPLICALBLE TO SPECIAL USE PERMITS IN MECKLENBURG COUNTY, is referred to the Committee on Local Government No. 2.

By Representatives Sizemore, Boyd, Chalk, N. J. Crawford, DeVane, Bruce Ethridge, Lilley, Lineberry, Miller, Privette, and Wood:

H. B. 554, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS AND DUTIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS, is referred to the Committee on Water and Air Resources.

By Representative Stamey:

H. B. 555, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN LAND IN WILLIAM B. UMSTEAD PARK FROM THE STATE NATURE AND HISTORIC PRESERVE, is referred to the Committee on Natural and Economic Resources.

By Representative Redwine:

H. B. 556, A BILL TO BE ENTITLED AN ACT TO LIMIT MENHADEN FISHING IN BRUNSWICK COUNTY, is referred to the Committee on Marine Fisheries.

By Representative Redwine:

H. B. 557, A BILL TO BE ENTITLED AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF BELVILLE, is referred to the Committee on Local Government No. 1.

By Representative Barnes:

H. B. 558, A BILL TO BE ENTITLED AN ACT TO CHANGE REPORTING REQUIREMENTS OF COMPULSORY SCHOOL ATTENDANCE LAW, is referred to the Committee on Judiciary No. 3.

By Representative Easterling:

H. B. 559, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR WTVI, is referred to the Committee on Appropriations.

By Representatives Payne, A. Hall, and Redwine:

H. B. 560, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN NEW HANOVER COUNTY, is referred to the Committee on Local Government No. 1.

By Representatives Payne and A. Hall:

H. B. 561, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON CONCERNING THE CITY TAX COLLECTOR, is referred to the Committee on Local Government No. 1.

By Representatives Payne and A. Hall:

H. B. 562, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN ISSUES CONCERNING NEW HANOVER COUNTY, is referred to the Committee on Local Government No. 1.

By Representative Payne:

H. B. 563, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR JUDICIAL REVIEW OF DECISIONS OF THE CITY OF WILMINGTON IN GRANTING OR DENYING APPROVAL OF SUBDIVISION PLATS, is referred to the Committee on Local Government No. 1.

By Representative Beard:

H. B. 564, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF HOPE MILLS TO LEASE WATER RIGHTS FOR HYDROELECTRIC POWER GENERATION FOR MORE THAN TEN YEARS, is referred to the Committee on Local Government No. 1.

By Representatives Kennedy and Hauser:

H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND/OR COMPLY WITH MINIMUM MINORITY AND/OR WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS, is referred to the Committee on Local Government No. 2.

By Representative Easterling:

H. B. 566, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES WITH A

POPULATION OVER TWO HUNDRED THOUSAND TO APPROPRIATE PROPERTY TAX REVENUE FOR THE PURPOSE OF ACQUIRING RIGHTS-OF-WAY FOR PUBLIC STREETS, is referred to the Committee on Judiciary No. 1.

By Representative Enloe:

H. B. 567, A BILL TO BE ENTITLED AN ACT TO REMOVE OBSOLETE PROVISIONS AND TO MAKE TECHNICAL, CLARIFYING, AND OTHER AMENDMENTS TO THE EMPLOYMENT SECURITY LAW, is referred to the Committee on Employment Security.

By Representative Barnes:

H. B. 568, A BILL TO BE ENTITLED AN ACT TO CHANGE ENTRANCE REQUIREMENTS OF COMMUNITY COLLEGES, is referred to the Committee on Higher Education.

By Representatives Barnes and Fitch:

H. B. 569, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN INTERDISCIPLINARY COMMITTEE TO ASSIST THE COURT IN DEVELOPING ALTERNATIVES FOR STATUS OFFENDERS AND TO ALLOW SECURE CUSTODY IN RESPONSE TO VIOLATION OF THE TERMS OF A VALID PROTECTIVE CUSTODY COURT ORDER, is referred to the Committee on Judiciary No. 3.

By Representative Brinkley:

H. B. 570, A BILL TO BE ENTITLED AN ACT TO ELIMINATE COUNTY BONDING REQUIREMENTS THAT HAVE BEEN SUPERCEDED BY LAW REQUIRING STATE-FURNISHED BONDS FOR CLERKS, is referred to the Committee on Courts and Administration of Justice.

By Representatives Sparrow, Stamey,and Wiser:

H. B. 571, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY TO ACCEPT GIFTS OF REAL PROPERTY FOR ROADWAY RESERVATIONS, is referred to the Committee on Local Government No. 2.

By Representatives Sparrow, Stamey, and Wiser:

H. B. 572, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF APEX, is referred to the Committee on Local Government No. 2.

By Representatives Sparrow, Stamey, and Wiser:

H. B. 573, A BILL TO BE ENTITLED AN ACT TO EXPAND THE EXTRATERRITORIAL PLANNING JURISDICTION OF THE TOWN OF KNIGHTDALE, AND TO EXPAND THE LIMIT ON SATELLITE ANNEXATIONS BY THAT TOWN, is referred to the Committee on Local Government No. 2.

By Representative Anderson:

H. B. 574, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT DISTRICT COURT MAY SIT IN HAVELOCK UNTIL JUNE 30, 1986, is referred to the Committee on Courts and Administration of Justice.

By Representatives Anderson, Bumgardner, Chalk, Jones, Lilley, Nye, Privette, and E. Warren:

H. B. 575, A BILL TO BE ENTITLED AN ACT CONCERNING LAW ENFORCEMENT OFFICERS OF THE DIVISION OF MOTOR VEHICLES, is referred to the Committee on Transportation.

By Representative James:

H. B. 576, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE PERQUIMANS COUNTY RESTORATION ASSOCIATION, INC., FOR FURTHER DEVELOPMENT AND INTERPRETATION OF THE NEWBOLD-WHITE HOUSE AND SITE, is referred to the Committee on Appropriations.

By Representatives James and Hauser:

H. B. 577, A BILL TO BE ENTITLED AN ACT TO PERMIT PERSONS LESS THAN 16 TO TAKE NONCREDIT COURSES IN THE COMMUNITY COLLEGE SYSTEM, is referred to the Committee on Higher Education.

By Representative Payne:

H. B. 578, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE ESTABLISHMENT OF AN ELEVATOR AND AMUSEMENT DEVICE DIVISION IN THE DEPARTMENT OF LABOR AND TO SET OUT THE POWERS AND DUTIES OF THE COMMISSIONER OF LABOR DEALING WITH THE REGULATION OF ELEVATORS, AMUSEMENT DEVICES AND RELATED EQUIPMENT, is referred to the Committee on State Government.

By Representative Payne:

H. B. 579, A BILL TO BE ENTITLED AN ACT TO CREATE STRICT LIABILITY FOR THOSE CONSTRUCTING OCEANFRONT EROSION CONTROL PROJECTS, is referred to the Committee on Judiciary No. 4.

By Representatives Payne and A. Hall:

H. B. 580, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON AUTHORITY TO ABOLISH THE FIREMEN'S PENSION FUND FOR THE CITY OF WILMINGTON, is referred to the Committee on Pensions and Retirement.

By Representatives Payne and A. Hall:

H. B. 581, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON THE AUTHORITY TO INCREASE THE PENSIONS BEING RECEIVED UNDER THE FIREMEN'S PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives Payne and A. Hall:

H. B. 582, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON THE AUTHORITY TO INCREASE THE PENSIONS BEING RECEIVED UNDER THE POLICE PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives Payne and A. Hall:

H. B. 583, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON AUTHORITY TO ABOLISH THE PENSION FUND FOR POLICE OFFICERS FOR THE CITY OF WILMINGTON, is referred to the Committee on Pensions and Retirement.

By Representative Cole:

H. B. 584, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF SEVEN DEVILS TO HOLD AN ELECTION ON THE SALE OF MALT BEVERAGES AND UNFORTIFIED WINE, is referred to the Committee on Local Government No. 2.

By Representatives Barnes and Fitch:

H. B. 585, A BILL TO BE ENTITLED AN ACT TO ALLOW JUVENILES IN TRAINING SCHOOL TO TAKE COURSES OFFERED BY COMMUNITY COLLEGES, is referred to the Committee on Judiciary No. 3.

By Representative L. Etheridge:

H. B. 586, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TRANSFER OF PERSONAL PROPERTY OF THE TOWN OF BLACK CREEK, is referred to the Committee on Local Government No. 1.

By Representative Easterling:

H. B. 587, A BILL TO BE ENTITLED AN ACT TO GRANT COUNTIES WITH A POPULATION IN EXCESS OF TWO HUNDRED THOUSAND THE POWER OF EMINENT DOMAIN FOR THE PURPOSE OF ACQUIRING RIGHTS-OF-WAY FOR PUBLIC STREETS, is referred to the Committee on Judiciary No. 1.

By Representative Owens:

H. B. 588, A BILL TO BE ENTITLED AN ACT TO GIVE THE RUTHERFORD COUNTY COMMISSIONERS THE AUTHORITY TO REGULATE HUNTING AND THE DISCHARGE OF FIREARMS FROM, ON, OR OVER THE PUBLIC ROADS AND HIGHWAYS OF THE COUNTY, is referred to the Committee on Wildlife Resources.

By Representative Lancaster:

H. B. 589, A BILL TO BE ENTITLED AN ACT TO REQUIRE DEVELOPERS TO RECORD TIME SHARE INSTRUMENTS AND TO PROVIDE LIEN RELEASES, is referred to the Committee on Judiciary No. 3.

By Representative Lancaster:

H. B. 590, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN EXEMPTIONS FROM LICENSING, TO AUTHORIZE THE REAL ESTATE COMMISSION TO INCREASE CERTAIN FEES, AND TO INTRODUCE A STAGGERED RENEWAL SYSTEM FOR LICENSEES, is referred to the Committee on Judiciary No. 3.

By Representatives Hackney and Fitch:

H. B. 591, A BILL TO BE ENTITLED AN ACT TO MAKE THE CONTENTS OF THE CLERKS CRIMINAL RECORD INDEX ADMISSIBLE TO PROVE PRIOR MISDEMEANOR CONVICTIONS WHEN THE ORIGINAL JUDGMENTS HAVE

BEEN DESTROYED, is referred to the Committee on Courts and Administration of Justice.

By Representatives Hackney and Fitch:

H. B. 592, A BILL TO BE ENTITLED AN ACT TO REQUIRE A FEE FROM ALL PERSONS PARTICIPATING IN COURT ORDERED COMMUNITY SERVICE, is referred to the Committee on Courts and Administration of Justice.

By Representative Bumgardner:

H. B. 593, A BILL TO BE ENTITLED AN ACT TO CONFORM NORTH CAROLINA LIMITATIONS ON TANDEM TRAILERS AND SEMITRAILERS WITH FEDERAL STATUTES AND TO MAKE OTHER CHANGES, is referred to the Committee on Transportation.

By Representatives Tyndall and Hurst:

H. B. 594, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE ONSLOW COUNTY BOARD OF EDUCATION, is referred to the Committee on Local Government No. 1.

By Representatives Hasty, Anderson, Beall, Beard, Mavretic, McAlister, and E. Warren:

H. B. 595, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE COLLECTION OF PROPERTY TAXES ON MOTOR VEHICLES BY REQUIRING THAT THESE TAXES BE PAID WHEN A VEHICLE REGISTRATION IS RENEWED, is referred to the Committee on Judiciary No. 3.

By Representatives McAlister, Bowman, and McDowell:

H. B. 596, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DIVISION OF ABC PROFITS IN THE TOWN OF MADISON, is referred to the Committee on Local Government No. 1.

By Representatives McAlister, Bowman, and McDowell:

H. B. 597, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DIVISION OF ABC PROFITS IN THE CITY OF REIDSVILLE, is referred to the Committee on Local Government No. 1.

By Representatives McAlister, Bowman, and McDowell:

H. B. 598, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MAYODAN, is referred to the Committee on Local Government No. 1.

By Representatives McAlister, Bowman, and McDowell:

H. B. 599, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE CITY OF MAYODAN, is referred to the Committee on Pensions and Retirement.

By Representatives McAlister, Bowman, and McDowell:

H. B. 600, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TAKING

OF FOXES IN ROCKINGHAM COUNTY DURING SHORT OPEN SEASON, is referred to the Committee on Wildlife Resources.

By Representatives Keesee-Forrester and Wood:

H. B. 601, A BILL TO BE ENTITLED AN ACT TO CREATE THE COMMITTEE ON INCENTIVE PAY, is referred to the Committee on State Government.

By Representative Enloe:

H. B. 602, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MACON COUNTY TO IMPOSE FEES FOR FIRE PROTECTION BASED ON THE VALUE OF IMPROVEMENTS TO REAL PROPERTY, is referred to the Committee on Finance.

By Representative McLaughlin:

H. B. 603, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF CORNELIUS TO USE CONDITIONAL USE ZONING DISTRICTS, is referred to the Committee on Local Government No. 2.

By Representative Easterling:

H. B. 604, A BILL TO BE ENTITLED AN ACT TO GIVE THE BOARD OF COMMISSIONERS ADDITIONAL FLEXIBILITY TO REORGANIZE COUNTY GOVERNMENT IN CERTAIN CIRCUMSTANCES, is referred to the Committee on Judiciary No. 1.

By Representative Barker:

H. B. 605, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE SCHEDULING OF CERTAIN CONTROLLED SUBSTANCES, is referred to the Committee on Mental Health.

By Representatives Blue and Stamey:

H. B. 606, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY AND THE CITY OF RALEIGH TO LEVY OCCUPANCY TAXES, is referred to the Committee on Finance.

By Representatives Watkins, Church, and J. W. Crawford:

H. B. 607, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN THE GENERAL ASSEMBLY PROVIDES FOR THE INCORPORATION OF A MUNICIPALITY AND THE SIMULTANEOUS DISSOLUTION OF A SANITARY DISTRICT CONTAINED WITHIN ITS BORDERS, NO REFERENDUM NEED BE HELD, is referred to the Committee on Judiciary No. 4.

By Representatives Watkins, Church, and J. W. Crawford:

H. B. 608, A BILL TO BE ENTITLED AN ACT TO ALLOW CASWELL COUNTY TO APPOINT A PUBLIC SAFETY OFFICER, is referred to the Committee on Local Government No. 1.

By Representative Miller:

H. B. 609, A BILL TO BE ENTITLED AN ACT TO REVISE FEES AND CHARGES RECEIVED BY THE UTILITIES COMMISSION, is referred to the Committee on Finance.

By Representative Miller:

H. B. 610, A BILL TO BE ENTITLED AN ACT TO PERMIT THE UTILITIES COMMISSION TO EMPLOY LEGAL COUNSEL AND RECOVER THE COSTS FOR THAT COUNSEL WHEN APPEARING BEFORE FEDERAL COURTS AND AGENCIES IN MATTERS RELATING TO THE WHOLESALE RATES FOR NATURAL GAS, is referred to the Committee on Public Utilities.

By Representatives Miller, Fitch, Hauser, and Kennedy:

H. B. 611, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND, is referred to the Committee on Insurance.

By Representative Miller:

H. B. 612, A BILL TO BE ENTITLED AN ACT TO AMEND THE DURHAM CITY CHARTER TO PERMIT THE ANNEXATION OF AREAS LYING WITHIN THE CORPORATE BOUNDARIES OF THE CITY, is referred to the Committee on Local Government No. 1.

By Representative B. Woodard:

H. B. 613, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PURCHASE OF ADDITIONAL LAND AT BENTONVILLE BATTLEGROUND STATE HISTORIC SITE, is referred to the Committee on Appropriations.

By Representative B. Woodard:

H. B. 614, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES CHARGED BY THE BOARD OF MEDICAL EXAMINERS, is referred to the Committee on Finance.

By Representative Ballance:

H. B. 615, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE PLACEMENT OF FENCES IN BUSINESS DISTRICTS IN THE TOWN OF WARRENTON, is referred to the Committee on Local Government No. 2.

By Representative James:

H. B. 616, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CURRITUCK COUNTY TO PLACE OR REQUIRE DEVELOPERS TO PLACE STOP SIGNS AS NEEDED ON STREETS NOT ACCEPTED INTO THE STATE STREET SYSTEM, is referred to the Committee on Local Government No. 1.

By Representative James:

H. B. 617, A BILL TO BE ENTITLED AN ACT TO ANNEX AN AREA TO THE TOWN OF HERTFORD, is referred to the Committee on Local Government No. 1.

By Representatives Bruce Ethridge, Hurst, and Tyndall:

H. B. 618, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE CORPORATE LIMITS OF THE TOWN OF INDIAN BEACH WITHIN THE SALTER PATH RURAL FIRE PROTECTION DISTRICT, AND TO ALLOW THAT TOWN TO REMOVE ITSELF FROM THE DISTRICT AT A FUTURE TIME, is referred to the Committee on Local Government No. 1.

By Representatives Bruce Ethridge and Tyndall:

H. B. 619, A BILL TO BE ENTITLED AN ACT TO ANNEX TWO DESCRIBED AREAS TO THE TOWN OF SWANSBORO, is referred to the Committee on Local Government No. 1.

By Representative Redwine:

H. B. 620, A BILL TO BE ENTITLED AN ACT TO ALLOW A PROCEDURE FOR EXTENSION OF AND ASSESSMENT FOR WATER LINES INTO DEVELOPED SUBDIVISIONS IN BRUNSWICK COUNTY, is referred to the Committee on Local Government No. 1.

By Representative Redwine:

H. B. 621, A BILL TO BE ENTITLED AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF OCEAN ISLE BEACH, is referred to the Committee on Local Government No. 1.

By Representatives Wright and Wood:

H. B. 622, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR RECIPROCAL AGREEMENTS WITH OTHER STATES FOR ENTRY INTO THE UNIFORM DRIVER'S LICENSE COMPACT, is referred to the Committee on Judiciary No. 2.

By Representative J. W. Crawford:

H. B. 623, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HUMAN RESOURCES TO REGULATE TRAFFIC, is referred to the Committee on Transportation.

By Representative Pulley:

H. B. 624, A BILL TO BE ENTITLED AN ACT TO EXTEND DURHAM'S FAIR HOUSING ORDINANCE TO DISCRIMINATION BASED ON AGE OR HANDICAP, is referred to the Committee on Local Government No. 1.

By Representative Pulley:

H. B. 625, A BILL TO BE ENTITLED AN ACT CONCERNING DURHAM CITY CONTRACTS FOR ADDITIONAL FACILITY CAPACITY, is referred to the Committee on Local Government Nc. 1.

By Representatives M. Hall, Cole, and Diamont:

H. B. 626, A BILL TO BE ENTITLED AN ACT CONCERNING DISTRIBUTION OF PROFITS FROM THE WALNUT COVE ABC SYSTEM, is referred to the Committee on Local Government No. 2.

By Representatives Hurst, Bruce Ethridge, and Tyndall:

H. B. 627, A BILL TO BE ENTITLED AN ACT TO PERMIT ONSLOW COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, is referred to the Committee on Local Government No. 1.

By Representatives Hurst and Tyndall:

H. B. 628, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS IN

THE STATUTE REGARDING OCEAN PIERS AND TRASH FISHING, is referred to the Committee on Marine Fisheries.

By Representative Craven:

H. B. 629, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MOORE COUNTY TO LEVY A ROOM OCCUPANCY TAX, is referred to the Committee on Finance.

By Representative Nye:

H. B. 630, A BILL TO BE ENTITLED AN ACT TO PERMIT ELECTROFISHING FOR CATFISH IN A PORTION OF THE CAPE FEAR RIVER IN BLADEN COUNTY, is referred to the Committee on Wildlife Resources.

By Representative Nye:

H. B. 631, A BILL TO BE ENTITLED AN ACT TO PREVENT THE USE OF DOGS IN HUNTING BEAR OR DEER ON A PORTION OF THE BLADEN LAKES STATE FOREST GAME LAND, is referred to the Committee on Wildlife Resources.

By Representative Nye:

H. B. 632, A BILL TO BE ENTITLED AN ACT TO REVISE CERTAIN LICENSE FEES FOR HUNTING AND FISHING, is referred to the Committee on Wildlife Resources.

By Representative Nye:

H. B. 633, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BLADEN COUNTY BOARD OF COMMISSIONERS TO REDUCE THE PETITION REQUIREMENT FOR ANNEXATION TO A FIRE DISTRICT, is referred to the Committee on Local Government No. 1.

By Representative Nye:

H. B. 634, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION AGAINST USING BAIT TO HUNT BIG GAME IN PENDER COUNTY, is referred to the Committee on Wildlife Resources.

By Representative Fletcher:

H. B. 635, A BILL TO BE ENTITLED AN ACT TO PERMIT BURKE COUNTY TO USE REVENUE RECEIVED FROM ONE-HALF PERCENT LOCAL SALES AND USE TAXES FOR ANY PUBLIC PURPOSE, is referred to the Committee on Finance.

By Representatives Hackney and Fitch:

H. B. 636, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE COMMUNITY SERVICE PAROLE PROGRAM, is referred to the Committee on Corrections.

By Representatives Lilley, Anderson, and Barker:

H. B. 637, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF KINSTON AND THE BOARD OF COUNTY COMMISSIONERS OF LENOIR COUNTY TO CREATE AND FIX THE POWERS OF THE LENOIR COUNTY DEVELOPMENT COMMISSION AND TO APPROPRIATE FUNDS FOR THE EXPENSES THEREOF, is referred to the Committee on Local Government No. 1.

By Representatives Jones, Cochrane, Colton, Decker, Easterling, Edwards, Bob Etheridge, Fitch, Hasty, Hightower, Holroyd, Holt, Hudson, Keesee-Forrester, Locks, Lutz, Redwine, Tallent, E. Warren, and Wright:

H. B. 638, A BILL TO BE ENTITLED AN ACT TO REQUIRE PROMPT INVESTIGATION OF A REPORT OF JUVENILE ABUSE OR NEGLECT, is referred to the Committee on Human Resources.

By Representative Lancaster:

H. B. 639, A BILL TO BE ENTITLED AN ACT CONCERNING REGISTRATION TO MANUFACTURE, DISTRIBUTE, OR POSSESS CONTROLLED SUBSTANCES AND TREATMENT FOR DRUG DEPENDENCE, is referred to the Committee on Judiciary No. 3.

By Representatives Colton, N. J. Crawford, Greenwood, Kennedy, Nesbitt, and Stamey:

H. J. R. 640, A JOINT RESOLUTION HONORING THE GOLDEN ANNIVERSARY OF THE BLUE RIDGE PARKWAY AND HONORING THE MEMORY OF FRANKLIN D. ROOSEVELT, UNDER WHOSE ADMINISTRATION THE PARKWAY WAS ESTABLISHED, is referred to the Committee on Rules and Operation of the House.

By Representatives Diamont, Cole, and M. Hall:

H. B. 641, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE TOWN OF ELKIN'S RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Diamont, Cole, and M. Hall:

H. B. 642, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF PILOT MOUNTAIN TO UNDERTAKE RECREATION PROGRAMS BY CONTRACT, is referred to the Committee on Local Government No. 2.

By Representatives Barbee, L. Etheridge, and Fitch:

H. B. 643, A BILL TO BE ENTITLED AN ACT FOR THE COUNTY OF NASH CONCERNING ZONING, is referred to the Committee on Local Government No. 1.

By Representatives Hege, Cochrane, and Cromer:

H. B. 644, A BILL TO BE ENTITLED AN ACT TO BRING DAVIDSON COUNTY UNDER THE GENERAL LAW REGARDING APPOINTMENT OF THE SUPERINTENDENT OF SCHOOLS, is referred to the Committee on Local Government No. 2.

By Representatives Hege, Cochrane, and Cromer:

H. B. 645, A BILL TO BE ENTITLED AN ACT TO PROVIDE STAGGERED TERMS FOR THE DAVIDSON COUNTY BOARD OF COMMISSIONERS, is referred to the Committee on Election Laws:

By Representatives Hege and Cromer:

H. B. 646, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PARTISAN ELECTIONS FOR THE DAVIDSON COUNTY BOARD OF EDUCATION, is referred to the Committee on Election Laws.

By Representatives C. Woodard and Lancaster:

H. B. 647, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE COUNTY TO PAY BOUNTIES ON BEAVERS, is referred to the Committee on Wildlife Resources.

By Representatives C. Woodard and Allran:

H. B. 648, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM JUDGMENT AGAINST AN INSURANCE COMPANY UPON WHICH A JUDGE MAY ORDER ATTORNEYS' FEES TO A PREVAILING PLAINTIFF, is referred to the Committee on Judiciary No. 2.

By Representatives C. Woodard, DeVane, and Lancaster:

H. B. 649, A BILL TO BE ENTITLED AN ACT MAKING IT A GENERAL MISDEMEANOR TO SELL OR GIVE TO A MINOR A SHURIKIN, COMMONLY KNOWN AS A STAR, is referred to the Committee on Judiciary No. 2.

By Representatives McLaughlin, Barnhill, Foster, Richardson, and R. Warren:

H. B. 650, A BILL TO BE ENTITLED AN ACT TO BRING MECKLENBURG COUNTY UNDER THE GENERAL LAW REGARDING SETTING SALARIES OF THE BOARD OF EDUCATION, is referred to the Committee on Local Government No. 2.

By Representatives Keesee-Forrester, Chalk, Gist, Lineberry, and Sizemore:

H. B. 651, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF COUNTY COMMISSIONERS OF GUILFORD COUNTY TO ASSIGN THE AUTHORITY FOR THE REZONING OF PROPERTY TO A DESIGNATED PLANNING AGENCY, is referred to the Committee on Local Government No. 2.

By Representative Richardson.

H. B. 652, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE YOUTH EMPLOYMENT PROGRAM AT BETHLEHEM CENTER IN CHARLOTTE, is referred to the Committee on Appropriations.

By Representatives Sparrow, Blue, Fussell, Holroyd, Stamey, and Wiser:

H. B. 653, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED TERRITORY TO THE TOWN OF HOLLY SPRINGS, is referred to the Committee on Local Government No. 2.

By Representative Barnes:

H. B. 654, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DIVISION OF YOUTH SERVICES, is referred to the Committee on Judiciary No. 3.

By Representatives Nesbitt, Colton, N. J. Crawford, Greenwood, and Stamey:

H. B. 655, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MOUNTAIN RIDGE PROTECTION ACT OF 1983 IN ASHEVILLE, NORTH CAROLINA, is referred to the Committee on Local Government No. 2.

By Representative Nesbitt:

H. B. 656, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CEMETERY ACT TO ENHANCE PROTECTION OF THE PUBLIC AND ADMINISTRATION OF THE ACT, is referred to the Committee on Finance.

By Representative Nesbitt:

H. B. 657, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF INSURANCE BY MAKING TECHNICAL IMPROVEMENTS AND INCREASING FEES AND PENALTIES, is referred to the Committee on Insurance.

By Representatives Gist, Keesee-Forrester, and Lineberry:

H. B. 658, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF GREENSBORO TO SET REQUIREMENTS FOR PUBLIC PROJECTS CONTRACTS, is referred to the Committee on Local Government No. 1.

By Representative Allran:

H. B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ALTERNATIVE EMINENT DOMAIN PROCEDURE FOR THE CITY OF CONOVER AND THE TOWN OF MAIDEN, is referred to the Committee on Local Government No. 1.

By Representatives Allran and Huffman:

H. B. 660, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CATAWBA COUNTY BOARD OF EDUCATION FROM FIVE TO SEVEN MEMBERS, is referred to the Committee on Local Government No. 1.

By Representatives Hughes, Buchanan, and Robinson:

H. B. 661, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF SUGAR MOUNTAIN, is referred to the Committee on Local Government No. 1.

By Representative Redwine:

H. B. 662, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN BRUNSWICK COUNTY, is referred to the Committee on Wildlife Resources.

By Representative B. Woodard:

H. B. 663, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143B-153 TO PROVIDE FOR ADOPTION OF RULES BY THE SOCIAL SERVICES COMMISSION ESTABLISHING STANDARDS FOR THE INSPECTION AND LICENSING OF DOMICILIARY HOMES, is referred to the Committee on Human Resources.

By Representatives Robinson, Allran, Anderson, Barnes, Blue, Boyd, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Cochrane, Cole, Craven, Cromer, Dawkins, Decker, Diamont, Duncan, Esposito, Bruce Ethridge, Evans, Foster, Gardner, Gist, Hackney, A. Hall, M. Hall, Hasty, Hege, Holmes, Hudson, Huffman, Hughes, Hurst, James, Jones, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lutz, McAlister, McDowell, Mavretic, Michaux, Murphy, Noles, Owens, Payne, Privette, Pulley, Redwine, Rhodes, Sparrow, Spoon, Tallent, Tyndall, Walker, Wicker, Wood, C. Woodard, and Wright:

H. B. 664, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 965 OF

THE 1977 SESSION LAWS BY EXTENDING THE EFFECTIVE DATE, is referred to the Committee on Finance.

By Representative B. Woodard:

H. B. 665, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 108A-14 AFFECTING THE DUTIES AND RESPONSIBILITES OF COUNTY DIRECTORS OF SOCIAL SERVICES, is referred to the Committee on Human Resources.

By Representatives McDowell, Bowman, and McAlister:

H. B. 666, A BILL TO BE ENTITLED AN ACT TO PRESERVE THE ENVIRONMENTAL QUALITY OF THE HAW RIVER STREAM CHANNELS IN ALAMANCE COUNTY SOUTH OF INTERSTATE 85, is referred to the Committee on Local Government No. 1.

By Representatives McDowell, Bowman, and McAlister:

H. B. 667, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ALAMANCE COUNTY AND BURLINGTON CITY SCHOOL ADMINISTRATIVE UNITS TO RELEASE CERTAIN PUPILS TO ATTEND SCHOOL IN THE OTHER UNIT, is referred to the Committee on Local Government No. 1.

By Representatives Pool and Nye:

H. B. 668, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CLINTON BOARD OF ALCOHOLIC CONTROL TO CONTRACT WITH THE CITY OF CLINTON FOR ALCOHOL BEVERAGE CONTROL LAW ENFORCEMENT SERVICES AND TO EXTEND THE ENFORCEMENT AREA TO SIX MILES AROUND THE CITY OF CLINTON, is referred to the Committee on Alcoholic Beverage Control.

By Representative Beall:

H. B. 669, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES FOR ARCHITECTS, is referred to the Committee on Finance.

By Representative Holroyd:

H. B. 670, A BILL TO BE ENTITLED AN ACT TO PROVIDE A FUNDING MECHANISM FOR THE REHABILITATION OR LIQUIDATION OF FAILED INSURANCE AGENCIES AND BROKERAGE AND ADJUSTING FIRMS, is referred to the Committee on Insurance.

By Representatives Tyndall and Hurst:

H. B. 671, A BILL TO BE ENTITLED AN ACT TO ALLOW CARTERET COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is referred to the Committee on Finance.

By Representatives Tyndall and Hurst:

H. B. 672, A BILL TO BE ENTITLED AN ACT TO ALLOW ONSLOW COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is referred to the Committee on Finance.

By Representatives L. Etheridge and Fitch:

H. B. 673, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILSON TO CHARGE AN ACREAGE CHARGE FOR WATER AND SEWER AND

HAVE THAT CHARGE RELATE TO DIMINISHING CAPACITY OF WATER AND SEWER FACILITIES, is referred to the Committee on Local Government No. 1.

By Representative DeVane:

H. B. 674, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY THE ESCHEATS AND ABANDONED PROPERTY STATUTES, is referred to the Committee on Judiciary No. 2.

By Representatives Ballance, Church, J. W. Crawford, and Watkins:

H. B. 675, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A SATELLITE CAMPUS OF VANCE-GRANVILLE COMMUNITY COLLEGE IN WARREN COUNTY, is referred to the Committee on Appropriations.

By Representatives Evans and James:

H. B. 676, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE POWERS, DUTIES AND FUNCTIONS OF THE ROANOKE VOYAGES CORRIDOR COMMISSION TO THE ROANOKE VOYAGES AND ELIZABETH II COMMISSION, AND TO ABOLISH THE CORRIDOR COMMISSION, is referred to the Committee on Judiciary No. 4.

By Representatives Evans and James:

H. B. 677, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF NAGS HEAD TO IMPOSE FACILITY FEES, is referred to the Committee on Finance.

By Representatives Evans and James:

H. B. 678, A BILL TO BE ENTITLED AN ACT MAKING IT A MISDEMEANOR TO URINATE IN PUBLIC IN DARE COUNTY, is referred to the Committee on Judiciary No. 4.

By Representatives Evans and Brubaker:

H. B. 679, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 54B OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES RELATING TO SAVINGS AND LOAN ASSOCIATIONS, is referred to the Committee on Banks and Thrift Institutions.

By Representatives Stamey, Beall, Blue, Colton, N. J. Crawford, Bob Etheridge, Fletcher, Fussell, Greenwood, Holroyd, Hunter, Kennedy, Lancaster, McAlister, McDowell, Miller, Nesbitt, Sparrow, Watkins, Wiser, B. Woodard, and Wright:

H. B. 680, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE PERSONNEL ACT, is referred to the Committee on State Personnel.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 196, A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY FLEXIBILITY IN THE SETTING OF WATER QUALITY, HAZARDOUS WASTE AND AIR QUALITY STANDARDS.

Representative Sizemore offers Amendment No. 1.

On motion of Representative Pulley, seconded by Representative Bruce Ethridge, Amendment No. 1 is tabled by electronic vote (69-41).

Representative Hackney calls the previous question, on the passage of the bill, and the call is sustained.

The bill fails to pass its second reading by electronic vote (51-62).

Representative Quinn moves that the vote by which the bill failed to pass its second reading be reconsidered and that this motion do lie upon the table.

Representative Hackney moves, seconded by Representative Blue that the house do adjourn and this motion fails by electronic vote (46-62).

The motion by Representative Quinn that the vote by which the bill failed to pass its second reading be reconsidered and that this motion do lie upon the table carries by electronic vote (62-48).

H. B. 269, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-288(e) RELATING TO DEALER BONDS.

On motion of Representative Wright, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 270, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-294 RELATING TO DEALER LICENSES.

On motion of Representative Wright, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 242, AN ACT TO PROVIDE FOR AN INCREASED MINIMUM WAGE IF THE FEDERAL MINIMUM WAGE INCREASES.

S. B. 56, AN ACT TO ENACT THE UNIFORM MANAGEMENT OF INSTITUTIONAL FUNDS ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

S. B. 80, AN ACT TO ASSURE CONTINUITY OF CARE FOR INDIVIDUALS WITH MENTAL RETARDATION.

S. B. 129, AN ACT TO PERMIT CRAVEN COUNTY TO CONSTRUCT AND LEASE A NATURAL GAS LINE AND PARTICIPATE IN CONSTRUCTION OF AN ELECTRICAL POWER LINE.

On motion of Representative Lilley, seconded by Representative Church, the House adjourns to reconvene April 17 at 1:30 p.m.

FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 17, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committe on Rules and Operation of the House, reports the Journal of April 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Church, Colton, Holt, and Hudson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Hightower for the Committee on State Government:

H. B. 417, A BILL TO BE ENTITLED AN ACT TO LIMIT THE SPEAKER OF THE HOUSE OF REPRESENTATIVES FROM BEING ELECTED BY THE HOUSE FOR MORE THAN FOUR YEARS, with an unfavorable report.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 360, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN CONDEMNED LAND IS NO LONGER NEEDED IT SHALL FIRST BE OFFERED TO THE OWNER FROM WHOM IT WAS PURCHASED, with a favorable report, as amended.

H. B. 362, A BILL TO BE ENTITLED AN ACT AMENDING THE ASHEVILLE CHARTER CONCERNING THE VOTING RIGHTS OF THE MAYOR, with a favorable report, as amended.

H. B. 366, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN GREENE COUNTY, with a favorable report.

H. B. 395, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF HOOKERTON, with a favorable report, as amended.

H. B. 433, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM IN NASH AND EDGECOMBE COUNTIES ON THE QUESTION OF WHETHER THE VOTERS WISH A FUTURE REFERENDUM ON THE QUESTION OF CONSOLIDATION OF SOME OR ALL OF THE FOUR SCHOOL UNITS IN THOSE COUNTIES, with a favorable report.

H. B. 465, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE EXTRATERRITORIAL PLANNING JURISDICTION FOR THE TOWN OF BLOWING ROCK, with a favorable report.

H. B. 478, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES IN THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE FILLED UNTIL THE NEXT ELECTION, with a favorable report.

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 39, A JOINT RESOLUTION CONTINUING THE LEGISLATIVE RESEARCH COMMISSION DAY-CARE STUDY, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. J. R. 275, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE TEACHING ABOUT ADOLESCENT SEXUALITY IN THE PUBLIC SCHOOLS, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. J. R. 317, A JOINT RESOLUTION DESIGNATING THE FIRST WEEK OF EVERY MONTH AS "BUY ONLY AMERICAN WEEK" AND TO HONOR THE MEMORY OF NORTH CAROLINIANS WHO HELPED TO BUILD NORTH CAROLINA'S TEXTILE INDUSTRY, with a favorable report.

H. J. R. 322, A JOINT RESOLUTION TO PERMIT THE CONTINUANCE OF THE WORK OF THE LEGISLATIVE RESEARCH COMMISSION'S STUDY ON THE PROBLEMS OF AGING AS BEGUN UNDER RESOLUTION 86 OF THE 1977 SESSION AS AMENDED BY RESOLUTION 106 OF THE 1977 SESSION AND BY RESOLUTION 62 OF THE 1979 SESSION, AND AS REAUTHORIZED BY RESOLUTION 61 OF THE 1981 SESSION AND BY CHAPTER 905 OF THE 1983 SESSION, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. B. 343, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report, as amended.

H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE THE RAILROAD NEGOTIATING COMMISSION, with a favorable report, as amended.

H. J. R. 389, A JOINT RESOLUTION REQUESTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE PROCEDURE FOR INCORPORATING MUNICIPALITIES, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 422, A BILL TO BE ENTITLED AN ACT TO REDISTRICT THE CUMBERLAND COUNTY BOARD OF EDUCATION, AND TO APPOINT TWO PERSONS TO THE CUMBERLAND COUNTY INTERIM BOARD OF EDUCATION, with a favorable report.

H. B. 424, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BURKE COUNTY BOARD OF EDUCATION TO BUILD A SCHOOL ON LAND LEASED FROM THE STATE, with a favorable report.

H. B. 425, A BILL TO BE ENTITLED AN ACT TO PERMIT WAYNE COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, with a favorable report.

H. B. 431, A BILL TO BE ENTITLED AN ACT TO CORRECT THE QUALIFICATION AND TERM OF ALAMANCE COUNTY BOARD OF EDUCATION MEMBERS, with a favorable report.

H. B. 438, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF PATETOWN, with a favorable report, as amended.

H. B. 439, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN NONSTUDENTS TO RIDE ON SCHOOL BUSES IN YADKIN COUNTY, with a favorable report.

H. B. 440, A BILL TO BE ENTITLED AN ACT CONCERNING NOTICES OF STREET CLOSINGS BY THE CITY OF DURHAM, with a favorable report.

H. B. 477, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PERMISSION FOR PERSONS TO ENGAGE IN BUSINESS AS PAWNBROKERS IN THE UNINCORPORATED AREAS OF DARE COUNTY, with a favorable report.

H. B. 505, A BILL TO BE ENTITLED AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS, with a favorable report, as amended.

S. B. 121, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MARIETTA AND TO REPEAL PRIOR LOCAL ACTS, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 334, A BILL TO BE ENTITLED AN ACT TO PERMIT MUNICIPAL LAND PLANNING ORDINANCES TO PERMIT MONEY INSTEAD OF LAND DEDICATION FOR RECREATIONAL PURPOSES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 19. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Insurance:

S. B. 83, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE REGULATION OF WORKERS' COMPENSATION SELF-INSURANCE FROM THE INDUSTRIAL COMMISSION TO THE DEPARTMENT OF INSURANCE, with a favorable report, as amended.

By Representative Barnes for the Committee on Corrections:

H. B. 382, A BILL TO BE ENTITLED AN ACT TO PROVIDE GAIN TIME CREDIT TO PRISONERS SENTENCED FOR FELONIES COMMITTED ON OR AFTER JULY 1, 1981, FOR PARTICIPATION IN REHABILITATIVE PROGRAMS, with a favorable report.

By Representative Fussell for the Committee on Highway Safety:

H. B. 53, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD FOR MEASURING THE TREAD DEPTH ON TIRES TO DETERMINE WHETHER OR NOT THEY ARE SAFE, with an indefinite postponement report.

By Representative Jeralds for the Committee on Military and Veterans' Affairs:

H. B. 189, A BILL TO BE ENTITLED AN ACT FOR SPECIAL REGISTRATION PLATES FOR DISABLED VETERANS WHO ARE NOT ONE HUNDRED PERCENT DISABLED, with a favorable report.

H. B. 390, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE INSIGNIA TO BE PLACED ON MILITARY RESERVE LICENSE PLATES, with a favorable report.

S. B. 131, A BILL TO BE ENTITLED AN ACT TO GRANT SCHOLARSHIP BENEFITS FOR CHILDREN OF MEDAL OF HONOR RECIPIENTS UNDER THE SCHOLARSHIPS FOR CHILDREN OF WAR VETERANS PROGRAM, with a favorable report.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 225, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION IN G. S. 32A-1, with a favorable report.

On motion of Representative Barker, H. B. 363, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SIMPLIFIED PROCEDURE FOR APPOINTMENT OF A PARENT OF A MENTALLY INCOMPETENT PERSON AS HIS GUARDIAN, is withdrawn from the Committee on Mental Health and is re-referred to the Committee on Judiciary No. 4.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Chapin, Esposito, Evans, Hurst, James, Redwine, Stamey, Tyndall, and Walker:

H. B. 681, A BILL TO BE ENTITLED AN ACT TO IMPOSE COMPARABLE LICENSE FEES ON OUT-OF-STATE FISHERMEN, is referred to the Committee on Finance.

By Representatives Watkins, Church, and J. W. Crawford:

H. B. 682, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF YANCEYVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE YANCEYVILLE SANITARY DISTRICT, is referred to the Committee on Local Government No. 2.

By Representatives Cochrane, Cromer, and Hege:

H. B. 683, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF COOLEEMEE IN DAVIE COUNTY SUBJECT TO AN ELECTION, is referred to the Committee on Local Government No. 2.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 20, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF DAY-CARE SERVICES, is read the first time and is referred to the Committee on Children and Youth.

S. B. 151, A BILL TO BE ENTITLED AN ACT TO PUT SWAIN COUNTY UNDER THE STATEWIDE FOX HUNTING LAW, is read the first time and is referred to the Committee on Wildlife Resources.

S. B. 159, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MINIMUM WEEKLY COMPENSATION FOR CERTAIN VOLUNTEER WORKERS UNDER THE WORKERS' COMPENSATION ACT, is read the first time and is referred to the Committee on Manufacturers and Labor.

H. B. 231, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN HOKE COUNTY, is returned for concurrence in Senate amendment and is placed on the Calendar for April 18.

S. B. 162, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT WITH RESPECT TO COUNTY AGRICULTURAL EXTENSION SERVICE EMPLOYEES, is read the first time and is referred to the Committee on Manufacturers and Labor.

H. B. 67, A BILL TO BE ENTITLED AN ACT TO GIVE THE SURVIVING COTENANT OF A LOCK BOX ACCESS TO LIFE INSURANCE POLICIES STORED IN THE BOX, is returned for concurrence in Senate amendment and is placed on the Calendar for April 18.

CALENDAR

Action is taken on the following:

S. B. 112, A BILL TO BE ENTITLED AN ACT ABOLISHING THE ADVISORY BOARD OF THE NORTH CAROLINA SCHOOL OF THE ARTS, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 303, A BILL TO BE ENTITLED AN ACT TO RESTORE TO THE GOVERNOR POWER TO PREPARE AND ADMINISTER THE BUDGETS OF THE STATE TREASURER, STATE AUDITOR, AND ADMINISTRATIVE OFFICER OF THE COURTS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 435, A BILL TO BE ENTITLED AN ACT TO ADD AN ADDITIONAL FACTOR IN DIVISION OF MARITAL PROPERTY, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 397, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX DEDUCTION FOR MARKETING ASSESSMENTS ON TOBACCO GROWN IN NORTH CAROLINA.

On motion of Representative E. Warren, the bill is re-referred to the Committee on Finance.

H. B. 370, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSION FOR HEALTH SERVICES TO EXEMPT CHILDREN ALREADY ENROLLED IN SCHOOL FROM NEW IMMUNIZATION REQUIREMENTS, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Barbee, the House adjourns to reconvene April 18 at 1:30 p.m.

FIFTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, April 18, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brinkley, Holt, Hudson, and Tyson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Church for the Committee on Higher Education:

H. B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY TO APPOINT COMMUNITY COLLEGE TRUSTEES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 22. The original bill is placed on the Unfavorable Calendar.

By Representative Beall for the Committee on Election Laws:

H. B. 204, A BILL TO BE ENTITLED AN ACT TO PROVIDE BETTER NOTICE TO PERSONS WHOSE VOTER REGISTRATION IS BEING PURGED FOR FAILURE TO VOTE, with a favorable report, as amended.

H. B. 495, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LIMITATION ON MEDIA EXPENSES IN CERTAIN STATEWIDE RACES, WHICH HAS BEEN DECLARED UNCONSTITUTIONAL, with a favorable report.

H. B. 496, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SAVINGS AND LOAN ASSOCIATIONS SHALL HAVE THE SAME POWER AS BANKS TO MAKE LOANS TO CANDIDATES OR POLITICAL COMMITTEES IN THE ORDINARY COURSE OF BUSINESS, with a favorable report and recommendation that the bill be re-referred to the Committee on Banks and Thrift Institutions.

By Representative B. Woodard for the Committee on Human Resources:

S. B. 123, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION BOARD, with a favorable report.

By Representative Barbee for the Committee on Transportation:

S. B. 120, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO RECIPROCAL INSPECTION AGREEMENTS WITH OTHER STATES AND THE FEDERAL HIGHWAY ADMINISTRATION FOR HIGHWAY SUPPLIES AND MATERIALS, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 453, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE AN EDUCATIONAL COORDINATOR AT HISTORIC HOPE HOUSE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 472, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF AHOSKIE TO JOIN IN CONVEYANCE OF INDUSTRIAL DEVELOPMENT CORPORATION PROPERTY, with a favorable report.

By Representative Nye for the Committee on Wildlife Resources:

H. B. 393, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN AVERY COUNTY, with a favorable report.

H. B. 446, A BILL TO BE ENTITLED AN ACT TO PREVENT TAKING WILD TURKEYS WITH RIFLES, with a favorable report.

H. B. 525, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING ON THE LAND OF ANOTHER WITHOUT HIS PERMISSION IN HOKE COUNTY, with a favorable report.

H. B. 526, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN HOKE COUNTY, with a favorable report.

S. B. 124, A BILL TO BE ENTITLED AN ACT TO PUT BUNCOMBE COUNTY UNDER THE STATEWIDE FOX HUNTING LAW, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Anderson:

H. B. 684, A BILL TO BE ENTITLED AN ACT TO ADD A NEW ARTICLE 17 TO CHAPTER 20 OF THE GENERAL STATUTES AND MAKE OTHER NECESSARY CHANGES IN CHAPTER 20 AND CHAPTER 62, is referred to the Committee on Transportation.

By Representative Easterling:

H. B. 685, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SPIRIT SQUARE ARTS CENTER, is referred to the Committee on Appropriations.

By Representatives Hightower, Ballance, Dawkins, and Quinn:

H. J. R. 686, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF A. PAUL KITCHIN, is referred to the Committee on Rules and Operation of the House.

By Representatives Hightower, Ballance, Barbee, Barnhill, Beall, Bowman, Brannan, Brubaker, Creecy, Dawkins, Fitch, Fletcher, A. Hall, Hurst, McAlister, Mavretic, Michaux, Nesbitt, Owens, Privette, Pulley, Rhodes, Richardson, Sparrow, Tyndall, Wicker, Windley, Wiser, and Wright:

H. B. 687, A BILL TO BE ENTITLED AN ACT TO ELIMINATE EXTRA CHARGES FOR VOLUNTEER FIREMEN AND RESCUE SQUAD MEMBERS' LICENSE PLATES, is referred to the Committee on Highway Safety.

By Representatives Hightower, Ballance, Beall, Chalk, Fitch, McAlister, and Wood:

H. B. 688, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE NORTH CAROLINA RATE BUREAU, is referred to the Committee on Insurance.

By Representatives Rhyne, Justus, and Wood:

H. B. 689, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PURCHASE A SET OF GENERAL STATUTES FOR EVERY MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Appropriations.

By Representatives Barnes and Hackney:

H. B. 690, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL MATTERS IN ORANGE AND CHATHAM COUNTIES, is referred to the Committee on Local Government No. 1.

By Representatives Privette, Allran, Boyd, Brown, Buchanan, Cochrane, Craven, Esposito, M. Hall, Hege, Holmes, Ligon, Noles, Robinson, Windley, and Wood:

H. B. 691, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE TO THE PEOPLE THE POWER OF INITIATIVE AND REFERENDUM, is referred to the Committee on Constitutional Amendments.

By Representatives Rhyne, Craven, and Windley.

H. B. 692, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO LIMIT THE NUMBER OF DAYS THE GENERAL ASSEMBLY MAY REMAIN IN SESSION EACH YEAR, is referred to the Committee on Constitutional Amendments.

By Representative Colton:

H. B. 693, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TAKING BEAR WITH BAIT, is referred to the Committee on Wildlife Resources.

By Representatives Noles and Rhodes:

H. B. 694, A BILL TO BE ENTITLED AN ACT TO PERMIT CITIES AND COUNTIES TO REGULATE TRAIL BIKES, is referred to the Committee on Judiciary No. 4.

By Representative Bumgardner:

H. B. 695, A BILL TO BE ENTITLED AN ACT TO REFUND CERTAIN FIREMEN CONTRIBUTIONS IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO SURVIVING BENEFICIARIES, is referred to the Committee on Pensions and Retirement.

By Representatives Lineberry, Barker, Barnhill, Bowman, Chalk, Chapin, Church, Colton, N. J. Crawford, Enloe, Bob Etheridge, Fitch, Gist, Greenwood, Hunter, McAlister, Mavretic, Owens, Redwine, Sizemore, Tyndall, E. Warren, Wood, and C. Woodard:

H. B. 696, A BILL TO BE ENTITLED AN ACT TO EXEMPT NONPROFIT TEEN CENTERS FROM THE PRIVILEGE LICENSE TAX ON AMUSEMENTS, is referred to the Committee on Finance.

By Representatives James and Evans:

H. B. 697, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF A VISITOR CENTER AT HISTORIC EDENTON AND THE JAMES IREDELL HOUSE STATE HISTORIC SITE, is referred to the Committee on Appropriations.

By Representatives Hunter, Ballance, Blue, Evans, Fitch, Hackney, A. Hall, Lancaster, Nesbitt, Payne, Pulley, Wicker, and Wright:

H. B. 698, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ADMINISTRATION OF JUSTICE, is referred to the Committee on Courts and Administration of Justice.

By Representatives Blue and Hauser:

H. B. 699, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY BASED SERVICES FOR THE MENTALLY ILL, is referred to the Committee on Appropriations.

By Representatives Blue and Hauser:

H. B. 700, A BILL TO BE ENTITLED AN ACT TO ALLOW INVESTMENTS IN OBLIGATIONS ISSUED, ASSUMED OR GUARANTEED BY THE AFRICAN DEVELOPMENT BANK, is referred to the Committee on Banks and Thrift Institutions.

By Representative Enloe:

H. B. 701, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE CONSTRUCTION OF A BUILDING AT TRI-COUNTY COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Lilley, N. J. Crawford, Edwards, and Wood:

H. B. 702, A BILL TO BE ENTITLED AN ACT TO COORDINATE ELECTION PRECINCT BOUNDARIES WITH THOSE OF CENSUS BLOCKS USED BY THE U. S. CENSUS AND TO PROVIDE ADDITIONAL STATISTICAL INFORMATION FOR REDISTRICTING PURPOSES IN 1991 AND THEREAFTER, is referred to the Committee on Election Laws.

On motion of Representative Hunt, the rules are suspended and the following is introduced and read the first time.

By Representative Hunt:

H. J. R. 707, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES AT 1:30 O'CLOCK P.M. WEDNESDAY, APRIL 24, 1985, AND PROVIDING FOR CONSIDERATION AT THAT SESSION OF CONFIRMATION OF THE GOVERNOR'S APPOINTMENTS TO THE STATE BOARD OF EDUCATION.

On motion of Representative Hunt, the rules are suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

MESSAGES FROM THE SEANTE

The following are received from the Senate:

H. B. 32, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ALCOHOLIC BEVERAGE TAX STATUTES, is returned for concurrence in material Senate amendment.

The bill is read the first time and placed on the Calendar of April 19 for its second roll call reading for concurrence.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 112, AN ACT ABOLISHING THE ADVISORY BOARD OF THE NORTH CAROLINA SCHOOL OF THE ARTS.

H. B. 109, AN ACT TO ALLOW AN OFFICER CHARGED WITH SERVING A SUMMARY EJECTMENT SUMMONS TO DETERMINE WHETHER TO TELEPHONE THE DEFENDANT BEFORE ATTEMPTING PERSONAL DELIVERY OF THE SUMMONS.

H. B. 201, AN ACT TO REGULATE THE SHINING OF LIGHTS IN DEER AREAS IN MOORE COUNTY.

H. B. 267, AN ACT TO PROVIDE FOR STAGGERED TERMS ON THE EAST BEND TOWN BOARD OF COMMISSIONERS.

H. B. 402, AN ACT TO ALLOW THE TOWN OF LAKE LURE TO SELL CERTAIN PROPERTY AT PRIVATE SALE.

CALENDAR

Action is taken on the following:

H. B. 231, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN HOKE COUNTY.

On motion of Representative DeVane, the House concurs in the Senate amendment, which changes the title, by electronic vote (97-0), and the bill is ordered enrolled.

H. B. 67, A BILL TO BE ENTITLED AN ACT TO GIVE THE SURVIVING COTENANT OF A LOCK BOX ACCESS TO LIFE INSURANCE POLICIES STORED IN THE BOX.

On motion of Representative Beall, the House concurs in the Senate amendment, by electronic vote (102-0), and the bill is ordered enrolled.

H. B. 395, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF HOOKERTON.

On motion of Representative Jones, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Huffman, Hughes, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 106.

Voting in the negative: None.

Excused absences: Representatives Brinkley, Holt, Hudson, and Tyson — 4.

H. B. 477, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PERMISSION FOR PERSONS TO ENGAGE IN BUSINESS AS PAWNBROKERS IN THE UNINCORPORATED AREAS OF DARE COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Huffman, Hughes, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, and Wright — 105.

Voting in the negative: None.

Excused absences: Representatives Brinkley, Holt, Hudson, and Tyson — 4.

S. B. 121, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MARIETTA AND TO REPEAL PRIOR LOCAL ACTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Huffman, Hughes, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens,

Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 108.

Voting in the negative: None.

Excused absences: Representatives Brinkley, Holt, Hudson, and Tyson — 4.

H. B. 360, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN CONDEMNED LAND IS NO LONGER NEEDED IT SHALL FIRST BE OFFERED TO THE OWNER FROM WHOM IT WAS PURCHASED.

On motion of Representative Quinn, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 362, A BILL TO BE ENTITLED AN ACT AMENDING THE ASHEVILLE CHARTER CONCERNING THE VOTING RIGHTS OF THE MAYOR.

On motion of Representative Colton, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 366, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN GREENE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 433, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM IN NASH AND EDGECOMBE COUNTIES ON THE QUESTION OF WHETHER THE VOTERS WISH A FUTURE REFERENDUM ON THE QUESTION OF CONSOLIDATION OF SOME OR ALL OF THE FOUR SCHOOL UNITS IN THOSE COUNTIES.

Representaive Mavretic moves that the bill be removed from the Calendar and re-referred to the Committee on Local Government No. 2.

Representative Blue moves that consideration of the bill be postponed until April 30.

Representative Blue calls the previous question on the motion and the call is sustained. The motion fails by electronic vote (53-57).

Now the question is the motion by Representative Mavretic that the bill be removed from the Calendar and re-referred to the Committee on Local Government No. 2. This motion fails by electronic vote (28-80).

On motion of Representative Fitch, the bill is removed from today's Calendar and is re-referred to the Committee on Local Government No. 1 by electronic vote (111-1).

H. B. 465, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE EXTRATERRITORIAL PLANNING JURISDICTION FOR THE TOWN OF BLOWING ROCK, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 478, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES IN THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE FILLED UNTIL THE NEXT ELECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 422, A BILL TO BE ENTITLED AN ACT TO REDISTRICT THE CUMBERLAND COUNTY BOARD OF EDUCATION, AND TO APPOINT TWO PERSONS TO THE CUMBERLAND COUNTY INTERIM BOARD OF EDUCATION.

Representative Clark offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 424, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BURKE COUNTY BOARD OF EDUCATION TO BUILD A SCHOOL ON LAND LEASED FROM THE STATE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 425, A BILL TO BE ENTITLED AN ACT TO PERMIT WAYNE COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 431, A BILL TO BE ENTITLED AN ACT TO CORRECT THE QUALIFICATION AND TERM OF ALAMANCE COUNTY BOARD OF EDUCATION MEMBERS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 438, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF PATETOWN.

On motion of Representative Lancaster, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 439, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN NONSTUDENTS TO RIDE ON SCHOOL BUSES IN YADKIN COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 440, A BILL TO BE ENTITLED AN ACT CONCERNING NOTICES OF STREET CLOSINGS BY THE CITY OF DURHAM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 505, A BILL TO BE ENTITLED AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS.

On motion of Representative Fletcher, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 222, A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS.

Representative Quinn offers Amendment No. 1 which is adopted by electronic vote (94-16).

Representative Hightower offers Amendment No. 2 which is adopted by electronic vote (107-0).

Representative Barker offers Amendment No. 3 which fails of adoption by electronic vote (22-88).

Representative Lilley offers Amendment No. 4 which is adopted by electronic vote (105-2).

Representative Cochrane moves that the bill be re-referred to the Committee on Finance.

Representative Lancaster moves, seconded by Representative C. Woodard, that the motion by Representative Cochrane do lie upon the table.

Representative Cochrane calls for the "ayes" and "noes" and the call is sustained.

The motion to table Representative Cochrane's motion to re-refer the bill to the Committee on Finance carries by the following vote.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Bumgardner, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holroyd, Hunt, Hunter, James, Jeralds, Jones, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Richardson, Sparrow, Stamey, Tyndall, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 74.

Voting in the negative: Representatives Allran, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Cochrane, Cole, Craven, Cromer, Decker, Duncan, Esposito, L. Etheridge, Gardner, M. Hall, Hege, Holmes, Huffman, Hughes, Hurst, Justus,

Keesee-Forrester, Ligon, Mothershead, Noles, Privette, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Tallent, Walker, R. Warren, Windley, and Wood — 38.

Excused absences: Representatives Barker, Brinkley, Holt, Hudson, and Tyson — 5.

Representative R. Warren offers Amendment No. 5.

Representative Quinn moves, seconded by Representative Anderson, that Amendment No. 5 do lie upon the table.

Representative Sizemore calls for the "ayes" and "noes", and the call is sustained.

Amendment No. 5 is tabled by the following vote:

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holroyd, Hunt, Hunter, Jeralds, Jones, Kennedy, Lilley, Lineberry, Lutz, McAlister, McDowell, McLauglin, Mavretic, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Quinn, Redwine, Richardson, Stamey, Tyndall, E. Warren, Watkins, B. Woodard, and Wright — 62.

Voting in the negative: Representatives Allran, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Cochrane, Cole, Craven, Cromer, Decker, Duncan, Easterling, Esposito, L. Etheridge, Foster, Gardner, M. Hall, Hege, Holmes, Huffman, Hughes, Hurst, Justus, Keesee-Forrester, Ligon, Locks, Michaux, Mothershead, Noles, Privette, Pulley, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Tallent, Walker, R. Warren, Windley, Wiser, and Wood — 45.

Excused absences: Representatives Barker, Brinkley, Holt, Hudson, and Tyson — 5.

Representative Sizemore offers Amendment No. 6.

Representative Miller moves, seconded by Representative Quinn, that Amendment No. 6 do lie upon the table.

Representative Hege calls for the "ayes" and "noes" and the call is sustained.

Amendment No. 6 is tabled by the following vote:

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Bumgardner, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Devane, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holroyd, Hunt, Hunter, James, Jeralds, Jones, Kennedy, Lancaster, Lilley, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Richardson, Sparrow, Stamey, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 72.

Voting in the negative: Representatives Allran, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Cochrane, Cole, Craven, Cromer, Decker, Duncan, Esposito, L. Etheridge, Gardner, M. Hall, Hege, Holmes, Huffman, Hughes, Hurst, Justus, Keesee-Forrester, Ligon, Lineberry, Noles, Privette, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Tallent, Walker, R. Warren, Windley, and Wood — 38.

Excused absences: Representatives Barker, Brinkley, Holt, Hudson, and Tyson — 5.

Representative Quinn calls the previous question on the passage of the bill.

Regresentative Ligon moves, seconded by Representative Noles, that the House do adjourn and this motion fails by electronic vote (38-72).

The motion before the House is the call for the previous question on the passage of the bill. The call is sustained by electronic vote (72-38).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 110.

Voting in the negative: None.

Excused absences: Representatives Barker, Brinkley, Holt, Hudson, and Tyson — 5.

Committee Substitute for H. B. 234, A BILL TO BE ENTITLED AN ACT TO CLARIFY INTEREST RELATING TO JUDGMENTS AND PROVIDE FOR INTEREST ON NONCONTRACT JUDGMENTS REGARDLESS OF INSURANCE COVERAGE, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 225, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION IN G. S. 32A-1.

On motion of Representative Wright, consideration of the bill is postponed until April 23.

H. B. 382, A BILL TO BE ENTITLED AN ACT TO PROVIDE GAIN TIME CREDIT TO PRISONERS SENTENCED FOR FELONIES COMMITTED ON OR AFTER JULY 1, 1981, FOR PARTICIPATION IN REHABILITATIVE PROGRAMS.

On motion of Representative Edwards, consideration of the bill is postponed until April 23.

On motion of Representative Lilley, seconded by Representative Bumgardner, the House adjourns to reconvene April 19 at 11:00 a.m.

FIFTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, April 19, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee and Rules and Operation of the House, reports the Journal of April 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Bumgardner, Holt, Hudson, James, Lancaster, Locks, and Wright for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 376, A BILL TO BE ENTITLED AN ACT TO PROVIDE A LOCAL SUPPLEMENTAL RETIREMENT BENEFIT FUND FOR FIRE FIGHTERS IN THE TOWN OF CARY AND TO MODIFY THE APPLICATION OF G. S. 118-5 AND G. S. 118-7, with a favorable report, as amended.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 155, A BILL TO BE ENTITLED AN ACT TO AMEND THE WELL CONSTRUCTION ACT, G. S. 87-83 *ET SEQ.*, TO PROVIDE FOR CIVIL PENALTIES AND CRIMINAL PENALTIES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for April 23. The original bill is placed on the Unfavorable Calendar.

By Representative McDowell for the Committee on Natural and Economic Resources:

H. B. 419, A BILL TO BE ENTITLED AN ACT TO ALLOW NOTICE OF A MINERAL INTEREST TO BE MADE ON BEHALF OF A CLAIMANT BY AN AGENT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 23. The original bill is placed on the Unfavorable Calendar.

S. B. 140, A BILL TO BE ENTITLED AN ACT TO DESIGNATE A RIVER A POTENTIAL COMPONENT OF THE NATURAL AND SCENIC RIVERS SYSTEM AND TO PROTECT AGAINST DIRECT AND ADVERSE DEVELOPMENT, with a favorable report.

By Representative Easterling for the Committee on Children and Youth:

Committee Substitute for S. B. 18, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CENTER FOR MISSING CHILDREN, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Bumgardner:

H. B. 703, A BILL TO BE ENTITLED AN ACT TO AMEND THE FUNERAL AND TRUST FUNDS LAWS, is referred to the Committee on Judiciary No. 3.

By Representative Bumgardner:

H. B. 704, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DRIVERS OF ANTIQUE CARS NOT TO DISPLAY THE CURRENT REGISTRATION PLATE UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Transportation.

By Representatives Gardner, Bowman, Boyd, Cochrane, N. J. Crawford, Cromer, Diamont, Foster, Huffman, Keesee-Forrester, Miller, Owens, Privette, Richardson, Sparrow, Stamey, Tyndall, and Wiser:

H. B. 705, A BILL TO BE ENTITLED AN ACT TO EXTEND RETIREMENT, HOSPITALIZATION, AND LEAVE BENEFITS TO FULL-TIME ADULT BUS DRIVERS, is referred to the Committee on Pensions and Retirement.

By Representatives Bob Etheridge and Wicker:

H. B. 706, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE GENERAL WILLIAM C. LEE MEMORIAL MUSEUM COMMISSION, is referred to the Committee on Appropriations.

By Representative Lancaster:

H. B. 708, A BILL TO BE ENTITLED AN ACT TO MAKE CLEAR WHEN SENTENCING A PERSON CONVICTED OF IMPAIRED DRIVING THAT A RECENT PRIOR CONVICTION OF AN OFFENSE INVOLVING IMPAIRED DRIVING IS AN AGGRAVATING FACTOR IF IT DOES NOT QUALIFY AS A GROSSLY AGGRAVATING FACTOR, is referred to the Committee on Judiciary No. 3.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 709, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE WESTERN CORRECTION CENTER FOR WOMEN AT BLACK MOUNTAIN, is referred to the Committee on Corrections.

By Representatives Wood and R. Warren (Co-sponsors); Representatives Allran, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Cochrane, Cole, Craven, Cromer, Decker, Esposito, L. Etheridge, Gardner, M. Hall, Hege, Holmes, Hughes, Justus, Keesee-Forrester, Ligon, Mothershead, Privette, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Tallent, Walker, and Windley:

H. B. 710, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT, BEGINNING WITH THE 1991 REDISTRICTING, ALL MEMBERS OF THE GENERAL ASSEMBLY SHALL BE ELECTED FROM SINGLE-MEMBER DISTRICTS, is referred to the Committee on Election Laws.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 39, A BILL TO BE ENTITLED AN ACT TO MAKE THE USE OF SEAT BELTS IN MOTOR VEHICLES MANDATORY, is read the first time and is referred to the Committee on Highway Safety.

S. B. 155, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE CITY OF HICKORY, is read the first time and is referred to the Committee on Pensions and Retirement.

S. B. 226, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM NOT TO LEVY ASSESSMENTS ON CITY-OWNED PROPERTY, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 227, A BILL TO BE ENTITLED AN ACT CONCERNING NOTICE OF WITHDRAWAL OF STREET DEDICATION BY THE CITY OF DURHAM, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 231, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN APPOINTIVE OFFICERS AND EMPLOYEES OF THE TOWN OF PARKTON NEED NOT BE RESIDENTS OF THAT TOWN, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 232, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF WILSON TO INCREASE ITS PARKING PENALTIES, is read the first time and is referred to the Committee on Finance.

H. B. 200, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN CERTAIN TOWNSHIPS OF MOORE COUNTY, is returned for concurrence in Senate amendment and is placed on the Calendar for April 22.

CALENDAR

Action is taken on the following:

H. B. 32, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ALCOHOLIC BEVERAGE TAX STATUTES.

On motion of Representative Lilley, the House concurs in the material Senate amendment on its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Easterling, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 95.

Voting in the negative: None.

Excused absences: Representatives Barker, Bumgardner, Holt, Hudson, James, Lancaster, Locks, and Wright — 8.

H. B. 395, A BILL TO BE ENTITLED AN ACT TO REVISE THE CHARTER OF THE TOWN OF HOOKERTON.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 101.

Voting in the negative: None.

Excused absences: Representatives Barker, Bumgardner, Holt, Hudson, James, Lancaster, Locks, and Wright — 8.

H. B. 477, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PERMISSION FOR PERSONS TO ENGAGE IN BUSINESS AS PAWNBROKERS IN THE UNINCORPORATED AREAS OF DARE COUNTY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brinkley, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Kennedy, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 96.

Voting in the negative: None.

Excused absences: Representatives Barker, Bumgardner, Holt, Hudson, James, Lancaster, Locks, and Wright — 8.

S. B. 121, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MARIETTA AND TO REPEAL PRIOR LOCAL ACTS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brinkley, Brown,

Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 99.

Voting in the negative: None.

Excused absences: Representatives Barker, Bumgardner, Holt, Hudson, James, Lancaster, Locks, and Wright — 8.

H. B. 472, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF AHOSKIE TO JOIN IN CONVEYANCE OF INDUSTRIAL DEVELOPMENT CORPORATION PROPERTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 393, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN AVERY COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 525, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING ON THE LAND OF ANOTHER WITHOUT HIS PERMISSION IN HOKE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 526, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN HOKE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 124, A BILL TO BE ENTITLED AN ACT TO PUT BUNCOMBE COUNTY UNDER THE STATEWIDE FOX HUNTING LAW, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for H. B. 222, A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS.

Representative Quinn calls the previous question on the passage of the bill and the call is sustained by electronic vote (64-41).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brinkley, Brown,

Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 107.

Voting in the negative: None.

Excused absences: Representatives Barker, Bumgardner, Holt, Hudson, James, Lancaster, Locks, and Wright — 8.

H. J. R. 317, A JOINT RESOLUTION DESIGNATING THE FIRST WEEK OF EVERY MONTH AS "BUY ONLY AMERICAN WEEK" AND TO HONOR THE MEMORY OF NORTH CAROLINIANS WHO HELPED TO BUILD NORTH CAROLINA'S TEXTILE INDUSTRY.

On motion of Representative Quinn, consideration of the bill is postponed until April 25.

H. B. 343, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE BOARD OF COMMUNITY COLLEGES.

On motion of Representative Hunt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (95-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE THE RAILROAD NEGOTIATING COMMISSION.

On motion of Representative Hunt, Committee Amendments Nos. 1, 2, and 3, are adopted.

On motion of Representative Hunt, the bill is engrossed and re-referred to the Committee on Appropriations.

Committee Substitute for H. B. 334, A BILL TO BE ENTITLED AN ACT TO PERMIT MUNICIPAL LAND PLANNING ORDINANCES TO PERMIT MONEY INSTEAD OF LAND DEDICATION FOR RECREATIONAL PURPOSES, passes its second reading, by electronic vote (98-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 83, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE REGULATION OF WORKERS' COMPENSATION SELF-INSURANCE FROM THE INDUSTRIAL COMMISSION TO THE DEPARTMENT OF INSURANCE.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

H. B. 189, A BILL TO BE ENTITLED AN ACT FOR SPECIAL REGISTRATION PLATES FOR DISABLED VETERANS WHO ARE NOT ONE HUNDRED PERCENT DISABLED.

On motion of Representative Buchanan, the bill is withdrawn from the Calendar and is re-referred to the Committee on Finance.

H. B. 390, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE INSIGNIA TO BE PLACED ON MILITARY RESERVE LICENSE PLATES, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

S. B. 131, A BILL TO BE ENTITLED AN ACT TO GRANT SCHOLARSHIP BENEFITS FOR CHILDREN OF MEDAL OF HONOR RECIPIENTS UNDER THE SCHOLARSHIPS FOR CHILDREN OF WAR VETERANS PROGRAM.

On motion of Representative Jeralds, the bill is withdrawn from the Calendar and is re-referred to the Committee on Appropriations.

H. B. 204, A BILL TO BE ENTITLED AN ACT TO PROVIDE BETTER NOTICE TO PERSONS WHOSE VOTER REGISTRATION IS BEING PURGED FOR FAILURE TO VOTE.

On motion of Representative Hauser, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (94-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 495, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LIMITATION ON MEDIA EXPENSES IN CERTAIN STATEWIDE RACES, WHICH HAS BEEN DECLARED UNCONSTITUTIONAL, passes its second reading, by electronic vote (91-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B 123, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION BOARD.

On motion of Representative B. Woodard, the bill is withdrawn from the Calendar and is re-referred to the Committee on Appropriations.

S. B. 120, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO RECIPROCAL INSPECTION AGREEMENTS WITH OTHER STATES AND THE FEDERAL HIGHWAY ADMINISTRATION FOR HIGHWAY SUPPLIES AND MATERIALS.

On motion of Representative Anderson, consideration of the bill is postponed until April 23.

H. B. 446, A BILL TO BE ENTITLED AN ACT TO PREVENT TAKING WILD TURKEYS WITH RIFLES, passes its second reading, by electronic vote (89-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 67, AN ACT TO GIVE THE SURVIVING COTENANT OF A LOCK BOX ACCESS TO LIFE INSURANCE POLICIES STORED IN THE BOX.

H. B. 83, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF WENDELL AND TO REPEAL PRIOR LOCAL ACTS.

H. B. 231, AN ACT TO PERMIT THE TAKING OF FOXES IN HOKE COUNTY AND IN PART OF SCOTLAND COUNTY.

H. B. 315, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF ELON COLLEGE.

H. B. 330, AN ACT TO INCORPORATE A SATELLITE AREA WITHIN THE CORPORATE LIMITS OF THE CITY OF MOUNT HOLLY.

On motion of Representative Lilley, seconded by Representative Easterling, the House adjourns in memory of the Jews who died in the Holocaust, to reconvene Monday, April 22 at 8:00 p.m.

FIFTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 22, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Holt and Wood for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 273, A BILL TO BE ENTITLED AN ACT TO AMEND AN ACT TO PROVIDE A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE TOWN OF TARBORO AND TO MODIFY THE APPLICATION OF G. S. 118-5, 118-6, AND 118-7 TO THE TOWN OF TARBORO, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Mavretic:

H. B. 711, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE AND LOCAL GOVERNMENT RETIREMENT AND PENSION PAYMENTS TO THE REQUIREMENTS FOR THE ENFORCEMENT OF CHILD SUPPORT AND EQUITABLE DISTRIBUTION OF MARITAL PROPERTY OBLIGATIONS, is referred to the Committee on Pensions and Retirement.

By Representative Mavretic:

H. B. 712, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATE TREASURER'S AUTHORITY TO INVEST FUNDS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representative Mavretic:

H. B. 713, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VESTED BENEFITS UNDER THE NORTH CAROLINA PUBLIC EMPLOYEE DEFERRED COMPENSATION PLAN ARE NONFORFEITABLE, is referred to the Committee on Pensions and Retirement.

By Representative Mavretic:

H. B. 714, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ENFORCEMENT OFFICERS', FIREMEN'S, RESCUE SQUAD WORKERS', AND CIVIL AIR PATROL MEMBERS' DEATH BENEFITS ACT TO PROVIDE BENEFITS TO DEPENDENTS OF COUNTY FIRE MARSHALS, is referred to the Committee on Pensions and Retirement.

By Representative Mavretic:

H. B. 715, A BILL TO BE ENTITLED AN ACT TO ALLOW PARTICIPANTS IN THE OPTIONAL RETIREMENT PROGRAM OF THE UNIVERSITY OF NORTH CAROLINA TO BECOME ELIGIBLE FOR MEMBERSHIP IN THE SUPPLEMENTAL RETIREMENT INCOME PLAN OF NORTH CAROLINA, is referred to the Committee on Pensions and Retirement.

By Representatives Brown and Holmes:

H. B. 716, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO MOVE AND RESTORE THE ROBERT CLEVELAND LOG HOUSE IN WILKESBORO, is referred to the Committee on Appropriations.

By Representatives C. Woodard, Anderson, and Jones:

H. B. 717, A BILL TO BE ENTITLED AN ACT TO CREATE A REGIONAL COUNCIL ECONOMIC AND COMMUNITY DEVELOPMENT TECHNICAL ASSISTANCE PROGRAM AND TO PROVIDE FUNDING, is referred to the Committee on State Government.

By Representatives C. Woodard and DeVane:

H. B. 718, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MOBILE HOME SEPTIC TANKS, is referred to the Committee on Water and Air Resources:

By Representatives Jones, Allran, Ballance, Barker, Barnes, Brannan, Chalk, Chapin, Church, Cole, Colton, J. W. Crawford, DeVane, Edwards, Enloe, Evans, Fletcher, Hackney, A. Hall, Hasty, Hightower, Holroyd, Hunter, Keesee-Forrester, Lancaster, Locks, Lutz, Mavretic, Murphy, Nye, Payne, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sparrow, Stamey, Tallent, Tyndall, E. Warren, Wiser, C. Woodard, and Wright:

H. B. 719, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE'S DEATH BENEFIT FOR RESCUE SQUAD WORKERS UNTIL THESE WORKERS BECOME ELIGIBLE FOR FEDERAL DEATH BENEFITS, is referred to the Committee on Pensions and Retirement.

By Representative Walker:

H. B. 720, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CAROLINA DOGWOOD FESTIVAL IN STATESVILLE, is referred to the Committee on Appropriations.

By Representative Enloe:

H. B. 721, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CLAY COUNTY RECREATION PARK, is referred to the Committee on Appropriations.

By Representatives Bruce Ethridge and Hurst:

H. B. 722, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION AND PRESERVATION OF THE BEAUFORT ODD FELLOWS LODGE, is referred to the Committee on Appropriations.

By Representative Miller:

H. B. 723, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA UNIFORM COMMERCIAL CODE, is referred to the Committee on Judiciary No. 1.

By Representative Miller:

H. B. 724, A BILL TO BE ENTITLED AN ACT RELATING TO CONFIDENTIALITY OF LIBRARY USER RECORDS, is referred to the Committee on Judiciary No. 1.

By Representative R. Warren:

H. B. 725, A BILL TO BE ENTITLED AN ACT TO AMEND THE OPEN MEETINGS LAW, is referred to the Committee on Judiciary No.1.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 203, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL HEALTH DIRECTORS TO ENTER CONTRACTS, is read the first time and is referred to the Committee on Human Resources.

S. B. 209, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE EXPRESS AUTHORIZATION FOR JOINT AGENCIES TO PLEDGE, ASSIGN, MORTGAGE OR OTHERWISE GRANT A SECURITY INTEREST IN ANY REAL OR PERSONAL PROPERTY OR ANY INTEREST THEREIN, is read the first time and is referred to the Committee on Judiciary No. 1.

S. B. 215, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF BALD HEAD ISLAND, is read the first time and is referred to the Committee on Local Government No. 1.

Senate Committee Substitute for H. B. 72, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE LEGISLATIVE REVIEW OF PROPOSALS TO LICENSE NEW OCCUPATIONS AND PROFESSIONS INCLUDES COMMISSIONS, is returned for concurrence in Senate committee substitute and is referred to the Committee on Judiciary No. 4.

H. B. 252, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SALE OF PRODUCTS PRODUCED BY INMATES TO PUBLIC INSTITUTIONS OUTSIDE THE STATE OF NORTH CAROLINA, is returned for concurrence in Senate amendment and is placed on the Calendar for April 23.

CALENDAR

Action is taken on the following:

H. B. 200, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN CERTAIN TOWNSHIPS OF MOORE COUNTY.

On motion of Representative Craven, the House concurs in the Senate amendment, by electronic vote (110-0), and the bill is ordered enrolled.

H. B. 32, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ALCOHOLIC BEVERAGE TAX STATUTES.

On motion of Representative Lilley, the House concurs in the material Senate amendment on its third roll call reading, by the following vote, and the bill is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 110.

Voting in the negative: None.

Excused absences: Representatives Holt and Wood — 2.

H. B. 376, A BILL TO BE ENTITLED AN ACT TO PROVIDE A LOCAL SUPPLEMENTAL RETIREMENT BENEFIT FUND FOR FIRE FIGHTERS IN THE TOWN OF CARY AND TO MODIFY THE APPLICATION OF G. S. 118-5 AND G. S. 118-7.

On motion of Representative Sparrow, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S. B. 140, A BILL TO BE ENTITLED AN ACT TO DESIGNATE A RIVER A POTENTIAL COMPONENT OF THE NATURAL AND SCENIC RIVERS SYSTEM AND TO PROTECT AGAINST DIRECT AND ADVERSE DEVELOPMENT.

Representative Watkins offers Amendment No. 1 which is adopted by electronic vote (109-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 107.

Voting in the negative: None.

Excused absences: Representatives Holt and Wood — 2.

Committee Substitute for H. B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY TO APPOINT COMMUNITY COLLEGE TRUSTEES, passes its second reading by electronic vote (77-26).

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

Committee Substitute for S. B. 18, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CENTER FOR MISSING CHILDREN.

On motion of Representative Easterling, Committee Amendment No. 1 is adopted.

On motion of Representative Wright, Committee Amendment No. 2 is adopted.

The Chair orders the bill and amendments re-referred to the Committee on Appropriations.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 121, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MARIETTA AND TO REPEAL PRIOR LOCAL ACTS.

S. B. 124, AN ACT TO PUT BUNCOMBE COUNTY UNDER THE STATEWIDE FOX HUNTING LAW.

H. B. 124, AN ACT TO MAKE DOMESTIC VIOLENCE REMEDIES APPLICABLE TO CHILDREN.

H. J. R. 707, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES AT 1:30 O'CLOCK P.M. WEDNESDAY, APRIL 24, 1985, AND PROVIDING FOR CONSIDERATION AT THAT SESSION OF CONFIRMATION OF THE GOVERNOR'S APPOINTMENTS TO THE STATE BOARD OF EDUCATION.

On motion of Representative Lilley, seconded by Representative Anderson, the House adjourns to reconvene April 23, at 1:30 p.m.

FIFTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 23, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Holt and Hunter for today.

On motion of Representative Lilley, all bills reported favorably from Committee today are placed on the Calendar for April 25.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 602, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MACON COUNTY TO IMPOSE FEES FOR FIRE PROTECTION BASED ON THE VALUE OF IMPROVEMENTS TO REAL PROPERTY, with a favorable report and is placed on the Calendar for April 25.

H. B. 635, A BILL TO BE ENTITLED AN ACT TO PERMIT BURKE COUNTY TO USE REVENUE RECEIVED FROM ONE-HALF PERCENT LOCAL SALES AND USE TAXES FOR ANY PUBLIC PURPOSE, with a favorable report and is placed on the Calendar for April 25.

H. B. 669, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES FOR ARCHITECTS, with a favorable report and is placed on the Calendar for April 25.

H. B. 681, A BILL TO BE ENTITLED AN ACT TO IMPOSE COMPARABLE LICENSE FEES ON OUT-OF-STATE FISHERMEN, with a favorable report, as amended, and is placed on the Calendar for April 25.

By Representative Murphy for the Committee on Health:

H. B. 510, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATUTORY REQUIREMENT THAT A HEALTH CERTIFICATE BE OBTAINED BEFORE RECEIVING A LICENSE TO MARRY, with a favorable report and is placed on the Calendar for April 25.

By Representative Barker for the Committee on Mental Health:

H. B. 605, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE SCHEDULING OF CERTAIN CONTROLLED SUBSTANCES, with a favorable report, as amended, and is placed on the Calendar for April 25.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 558, A BILL TO BE ENTITLED AN ACT TO CHANGE REPORTING REQUIREMENTS OF COMPULSORY SCHOOL ATTENDANCE LAW, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 25. The original bill is placed on the Unfavorable Calendar.

H. B. 585, A BILL TO BE ENTITLED AN ACT TO ALLOW JUVENILES IN TRAINING SCHOOL TO TAKE COURSES OFFERED BY COMMUNITY COLLEGES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 25. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 146, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CONFEDERATE WIDOW'S PENSION, is read the first time and is referred to the Committee on Pensions and Retirement.

S. B. 210, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUNICIPALITIES TO NAME UP TO TWO ALTERNATE COMMISSIONERS TO A JOINT AGENCY AND A JOINT MUNICIPAL ASSISTANCE AGENCY, is read the first time and is referred to the Committee on Judiciary No. 1.

S. B. 211, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE EXPRESS AUTHORIZATION FOR JOINT AGENCIES AND JOINT MUNICIPAL ASSISTANCE AGENCIES TO PROVIDE FOR THE DEFENSE OF AND INDEMNIFY COMMISSIONERS, OFFICERS OR EMPLOYEES, is read the first time and is referred to the Committee on Judiciary No. 1.

S. B. 222, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CERTIFICATION REQUIREMENT FOR LABORATORIES PERFORMING SYPHILIS SEROLOGIES, is read the first time and is referred to the Committee on Health.

S. B. 233, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 136 OF THE GENERAL STATUTES TO PROVIDE FOR SERVICE UPON THE DEPARTMENT OF TRANSPORTATION, is read the first time and is referred to the Committee on Transportation.

S. B. 310, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TEMPORARY CUSTODY OF ABSCONDING JUVENILES BY THE JOINT SECURITY FORCE OUTSIDE TERRITORY, is read the first time and is referred to the Committee on Judiciary No. 1.

On motion of Representative Beall, H. B. 207, A BILL TO BE ENTITLED AN ACT TO CHANGE, SUBJECT TO A REFERENDUM, THE MANNER OF THE ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN ELECTION AND RUNOFF, AND TO PROVIDE FOR ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT, is withdrawn from the Committee on Election Laws and is re-referred to the Committee on Local Government No. 2.

On motion of Representative Beall, H. B. 54, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN PRIMARY AND ELECTION, AND TO PROVIDE FOR NOMINATION AND ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT, is withdrawn from the Committee on Election Laws and is re-referred to the Committee on Local Government No. 2.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Pool, Locks, and Mavretic:

H. B. 726, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE ALCOHOL LAW ENFORCEMENT DIVISION FROM THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY TO THE ABC COMMISSION, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Sizemore, Allran, Boyd, Brawley, Brown, Buchanan, Chalk, Cochrane, Cole, Craven, Cromer, Decker, Duncan, Esposito, L. Etheridge, M. Hall, Hege, Holmes, Huffman, Hughes, Hurst, Justus, Keesee-Forrester, Lineberry, Mothershead, Noles, Privette, Rhodes, Rhyne, Robinson, Spoon, Walker, R. Warren, and Windley:

H. B. 727, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN AGAINST SEXUAL ABUSE, CHILD PROSTITUTION, CHILD PORNOGRAPHY AND SEXUAL PERFORMANCES, is referred to the Committee on Judiciary No. 3.

CALENDAR

Action is taken on the following:

H. B. 252, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SALE OF PRODUCTS PRODUCED BY INMATES TO PUBLIC INSTITUTIONS OUTSIDE THE STATE OF NORTH CAROLINA.

On motion of Representative Barnes, the House concurs in the Senate amendment, by electronic vote (105-0), and the bill is ordered enrolled.

H. B. 273, A BILL TO BE ENTITLED AN ACT TO AMEND AN ACT TO PROVIDE A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE TOWN OF TARBORO AND TO MODIFY THE APPLICATION OF G. S. 118-5, 118-6, AND 118-7 TO THE TOWN OF TARBORO.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY TO APPOINT COMMUNITY COLLEGE TRUSTEES, passes its third reading, by electronic vote (61-52), and is ordered sent to the Senate.

S. B. 140, A BILL TO BE ENTITLED AN ACT TO DESIGNATE A RIVER A POTENTIAL COMPONENT OF THE NATURAL AND SCENIC RIVERS SYSTEM AND TO PROTECT AGAINST DIRECT AND ADVERSE DEVELOPMENT.

Representative Hackney offers Amendment No. 2 which is adopted by electronic vote (113-1).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 111.

Voting in the negative: Representative Windley.

Excused absences: Representatives Holt and Hunter — 2.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. J. R. 375, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF RUTH WHETSTONE HOLMES, is read the first time.

On motion of Representative Blue, the rules are suspended, and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

H. B. 382, A BILL TO BE ENTITLED AN ACT TO PROVIDE GAIN TIME CREDIT TO PRISONERS SENTENCED FOR FELONIES COMMITTED ON OR AFTER JULY 1, 1981, FOR PARTICIPATION IN REHABILITATIVE PROGRAMS.

Representative Hackney offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (108-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 225, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION IN G. S. 32A-1, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 120, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO RECIPROCAL INSPECTION AGREEMENTS WITH OTHER STATES AND THE FEDERAL HIGHWAY ADMINISTRATION FOR HIGHWAY SUPPLIES AND MATERIALS.

On motion of Representative Barbee, consideration of the bill is postponed until April 25.

Committee Substitute for H. B. 155, A BILL TO BE ENTITLED AN ACT TO AMEND THE WELL CONSTRUCTION ACT, G. S. 87-83 *ET SEQ.*, TO PROVIDE FOR CIVIL PENALTIES, passes its second reading by electronic vote (107-1).

Representative Watkins objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 419, A BILL TO BE ENTITLED AN ACT TO ALLOW NOTICE OF A MINERAL INTEREST TO BE MADE ON BEHALF OF A CLAIMANT BY AN AGENT.

On motion of Representative Enloe, consideration of the bill is postponed until April 25.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 32, AN ACT TO SIMPLIFY THE ALCOHOLIC BEVERAGE TAX STATUTES.

H. B. 200, AN ACT TO REGULATE HUNTING WITH RIFLES IN CERTAIN TOWNSHIPS OF MOORE COUNTY.

H. B. 255, AN ACT TO CLARIFY STATUTORY REFERENCES RELATING TO OVERLOADING OF MOTOR VEHICLES.

H. B. 312, AN ACT TO AMEND THE BUSINESS CORPORATION ACT TO AUTHORIZE CORPORATIONS TO ISSUE STOCK REDEEMABLE AT THE SHAREHOLDER'S OPTION.

On motion of Representative Lilley, seconded by Representative Foster, the House adjourns to reconvene April 24 at 1:00 p.m.

FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 24, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Holt, Rhodes, and Tallent for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 420, A JOINT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ENACT THE TEXTILE AND APPAREL TRADE ENFORCEMENT ACT OF 1985, with a favorable report.

H. J. R. 640, A JOINT RESOLUTION HONORING THE GOLDEN ANNIVERSARY OF THE BLUE RIDGE PARKWAY AND HONORING THE MEMORY OF FRANKLIN D. ROOSEVELT, UNDER WHOSE ADMINISTRATION THE PARKWAY WAS ESTABLISHED, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 538, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN ELECTION IN THE ELLENBORO FIRE PROTECTION DISTRICT IN RUTHERFORD COUNTY, with a favorable report.

H. B. 560, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN NEW HANOVER COUNTY, with a favorable report.

H. B. 561, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON CONCERNING THE CITY TAX COLLECTOR, with a favorable report.

H. B. 563, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR JUDICIAL REVIEW OF DECISIONS OF THE CITY OF WILMINGTON IN GRANTING OR DENYING APPROVAL OF SUBDIVISION PLATS, with a favorable report.

H. B. 598, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MAYODAN, with a favorable report.

H. B. 627, A BILL TO BE ENTITLED AN ACT TO PERMIT ONSLOW COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, with a favorable report.

H. B. 633, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BLADEN COUNTY BOARD OF COMMISSIONERS TO REDUCE THE PETITION REQUIREMENT FOR ANNEXATION TO A FIRE DISTRICT, with a favorable report.

H. B. 637, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF KINSTON AND THE BOARD OF COUNTY COMMISSIONERS OF LENOIR COUNTY TO CREATE AND FIX THE POWERS OF THE LENOIR COUNTY DEVELOPMENT COMMISSION AND TO APPROPRIATE FUNDS FOR THE EXPENSES THEREOF, with a favorable report.

H. B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ALTERNATIVE EMINENT DOMAIN PROCEDURE FOR THE CITY OF CONOVER AND THE TOWN OF MAIDEN, with a favorable report.

H. B. 660, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CATAWBA COUNTY BOARD OF EDUCATION FROM FIVE TO SEVEN MEMBERS, with a favorable report.

S. B. 114, A BILL TO BE ENTITLED AN ACT FOR THE COUNTY OF ONSLOW AND ITS MUNICIPALITIES CONCERNING ZONING, with a favorable report.

S. B. 135, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESTRICTIONS ON FORCE ACCOUNT WORK AS THEY APPLY TO THE CITY OF MONROE, with a favorable report.

S. B. 185, A BILL TO BE ENTITLED AN ACT TO AMEND SECTION 2 OF CHAPTER 1120, 1979 SESSION LAWS TO GIVE THE COUNTY OF WASHINGTON THE POWER OF CONDEMNATION TO ACQUIRE REAL PROPERTY FOR ACCESS ROADS TO ECONOMIC DEVELOPMENT COMMISSION PROPERTY, with a favorable report.

By Representative Enloe for the Committee on Employment Security:

H. B. 483, A BILL TO BE ENTITLED AN ACT TO ASSURE COMPLIANCE OF THE NORTH CAROLINA EMPLOYMENT SECURITY LAW WITH FEDERAL LAW, with a favorable report, as amended.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 252, AN ACT TO PERMIT THE SALE OF PRODUCTS PRODUCED BY INMATES TO PUBLIC INSTITUTIONS OUTSIDE THE STATE OF NORTH CAROLINA.

S. J. R. 375, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF RUTH WHETSTONE HOLMES.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Michaux and Jeralds:

H. B. 728, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PURCHASE PROPERTY AND UPGRADE FACILITIES FOR THE CHARLOTTE HAWKINS BROWN MEMORIAL STATE HISTORIC SITE AND BLACK HISTORY CENTER, is referred to the Committee on Appropriations.

By Representatives Redwine, Chapin, Evans, Nye, and Stamey:

H. J. R. 729, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY WHETHER THE STATE SHOULD REQUIRE A SALT-WATER SPORTS FISHING LICENSE, is referred to the Committee on Appropriations.

By Representative Lilley:

H. B. 730, A BILL TO BE ENTITLED AN ACT TO EXEMPT MEDICINES SOLD ON PRESCRIPTION OF A VETERINARIAN FROM SALES TAX, is referred to the Committee on Finance.

By Representatives Jeralds and Edwards:

H. B. 731, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE FAYETTEVILLE BUSINESS AND PROFESSIONAL LEAGUE, is referred to the Committee on Appropriations.

By Representatives Jeralds and Edwards:

H. B. 732, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A MULTIPURPOSE ACTIVITIES CENTER IN THE TOWN OF SPRING LAKE, is referred to the Committee on Appropriations.

By Representatives Jeralds and Edwards:

H. B. 733, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR FAYETTEVILLE STATE UNIVERSITY WFSS PUBLIC RADIO, is referred to the Committee on Appropriations.

By Representatives Lutz, Barker, Barnes, Barnhill, Beard, Bowman, Creecy, Edwards, Fletcher, Fussell, Hauser, Kennedy, Lancaster, Pool, Redwine, Rhodes, Richardson, Stamey, Tyndall, and B. Woodard:

H. B. 734, A BILL TO BE ENTITLED AN ACT CONCERNING SERVICES TO INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES, is referred to the Committee on Mental Health.

By Representative Wood:

H. B. 735, A BILL TO BE ENTITLED AN ACT TO DEPOLITICIZE THE STATE OF THE STATE ADDRESS BY PROVIDING A PERMANENT PROCEDURE, is referred to the Committee on Rules and Operation of the House.

By Representatives Wood and Mothershead:

H. B. 736, A BILL TO BE ENTITLED AN ACT TO ALLOW CROSSOVER VOTING IN PRIMARIES BY ALLOWING CHANGES IN PARTY AFFILIATION ON PRIMARY DAY, is referred to the Committee on Election Laws.

By Representative C. Woodard:

H. B. 737, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OF KEROSENE FROM PUMPS LOCATED ON THE SAME PUMP ISLAND AS PUMPS DISPENSING GASOLINE, is referred to the Committee on Judiciary No. 2.

By Representatives C. Woodard, Kennedy, and Stamey:

H. B. 738, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CRIPPLED CHILDREN'S PROGRAM, is referred to the Committee on Appropriations.

By Representative Anderson:

H. B. 739, A BILL TO BE ENTITLED AN ACT REGARDING THE USE OF FUNDS IN THE RESERVE FUND FOR IMPLEMENTATION OF THE SAFE ROADS ACT, is referred to the Committee on Appropriations.

By Representatives E. Warren, Anderson, Ballance, Beall, Beard, Cole, Easterling, Edwards, Foster, Fussell, Hasty, Hauser, Jeralds, Jones, Locks, Michaux, Nye, Redwine, Sparrow, Tyndall, Wiser, Wood, and C. Woodard:

H. B. 740, A BILL TO BE ENTITLED AN ACT TO PERMIT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO RETIRE WITH FULL BENEFITS AFTER COMPLETING TWENTY-EIGHT YEARS' SERVICE WITH THE SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Diamont, Cole, and M. Hall:

H. B. 741, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR THE STUDY OF THE POSSIBLE ESTABLISHMENT OF A LIVING-HISTORY FARM AND STATE HISTORIC SITE IN NORTHWESTERN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Lilley:

H. B. 742, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SECRETARY OF REVENUE TO DELEGATE THE AUTHORITY TO HOLD HEARINGS REQUIRED OR ALLOWED UNDER CHAPTER 105, TAXATION, is referred to the Committee on Finance.

By Representatives Allran, Anderson, Ballance, Barker, Barnes, Bowman, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Evans, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, Mavretic, Mothershead, Nesbitt, Noles, Owens, Payne, Privette, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Stamey, Tallent, R. Warren, Watkins, Windley, Wiser, Wood, C. Woodard, and Wright:

H. B. 743, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CARETAKERS REPORT MISSING CHILDREN TO LAW ENFORCEMENT, is referred to the Committee on Children and Youth.

By Representatives Locks and Jeralds:

H. B. 744, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INVESTMENT OF RETIREMENT AND UNIVERSITY TRUST FUNDS IN COMPANIES INVOLVED WITH SOUTH AFRICA, is referred to the Committee on Higher Education.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 236, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE PERMITTING THE APPOINTMENT OF TRAFFIC CONTROL OFFICERS AND ESTABLISHING THEIR DUTIES TO APPLY UNIFORMLY THROUGHOUT THE STATE, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 348, A BILL TO BE ENTITLED AN ACT TO CONSIDER THE EFFECTS OF UNENCUMBERED ACTUARIAL GAINS UPON EMPLOYER OR STATE CONTRIBUTIONS TO AND UNFUNDED ACCRUED LIABILITIES OF RETIREMENT AND PENSION PLANS ADMINISTERED BY THE STATE, is read the first time and is referred to the Committee on Pensions and Retirement.

Senate Committee Substitute for H. B. 251, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITAL BIDDING PROCEDURES, is returned for concurrence in Senate committee substitute and is referred to the Committee on Judiciary No. 4.

S. B. 139, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO PARTICIPATE IN THE NONBETTERMENT COSTS OF ADJUSTMENT OR RELOCATION OF MUNICIPALLY OWNED UTILITIES IN EXISTING STATE HIGHWAY SYSTEM RIGHTS-OF-WAY ON STATE HIGHWAY SYSTEM IMPROVEMENTS LET TO CONTRACT, is read the first time and is referred to the Committee on Transportation.

Representative Pool moves that H. B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY TO APPOINT COMMUNITY COLLEGE TRUSTEES, be recalled from the Senate.

Representative Pool calls the previous question on the motion and the call is sustained.

The motion to recall the bill carries by electronic vote (63-45).

The Speaker orders a Special Message sent to the Senate requesting the return of the bill for further consideration.

The Speaker orders a message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
April 24, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that pursuant to House Joint Resolution No. 707, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES AT 1:30 O'CLOCK P.M.

WEDNESDAY, APRIL 24, 1985, AND PROVIDING FOR CONSIDERATION AT THAT SESSION OF CONFIRMATION OF THE GOVERNOR'S APPOINTMENTS TO THE STATE BOARD OF EDUCATION, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

JOINT SESSION

Pursuant to resolution heretofore adopted, and exchange of messages, the Sergeant-at-Arms of the House of Representatives announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body. The President of the Senate, the Honorable Robert B. Jordan, III is seated to the right of the Speaker and is presented the gavel.

The Joint Session is called to order by the President.

The President calls for a quorum call of the House and Senate prior to confirmation of the State Board of Education nominees.

The President instructs the Reading Clerk of the Senate to call the roll and the following Senators answer present: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, R. Hunt, W. Hunt, Joe Johnson, Jordan, Kaplan, Kincaid, R. Martin, W. Martin, Marvin, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, J. Thomas, R. Thomas, Walker, Ward, Warren, Watt, Winner, and Woodard — 44.

The President calls for a quorum of the House of Representatives to be taken electronically and the following Representatives are recorded as present: Speaker Ramsey; Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 112.

Excused absences: Representatives Holt, Rhodes, and Tallent — 3.

The following letter from his Excellency, the Governor of North Carolina, is read by the House Reading Clerk:

March 7, 1985

The Honorable Robert B. Jordan, III
President of the Senate

The Honorable Liston B. Ramsey
Speaker of the House of Representatives
Legislative Building
Raleigh, North Carolina

Re: State Board of Education

Dear Sirs:

I hereby transmit to you the names of the following persons appointed by me to the State Board of Education and submit them to the General Assembly for confirmation, pursuant to North Carolina General Statute Section 115C-10:

1. Mebane M. Pritchett
   Orange County
   At-large member

2. Mary Morgan
   Onslow County
   Education District No. 2

3. Cary Caperton Owen
   Buncombe County
   Education District No. 8

Sincerely,
S/ JAMES G. MARTIN
Governor

Senator Winner, Chariman of the Senate Committee on Education, and Representative Foster, Chairman of the House Committee on Education, send forth the following report:

April 5, 1983

The Honorable Robert B. Jordan, III
Lieutenant Governor of North Carolina
State Legislative Building
Raleigh, North Carolina 27611

The Honorable Liston B. Ramsey
Speaker of the House of Representatives
Raleigh, North Carolina 27611

Dear Sirs:

In compliance with the provisions of North Carolina General Statute 115C-10 that nominees to fill positions on the State Board of Education shall be subject to confirmation by the General Assembly in Joint Session, Governor Martin has submitted for confirmation by the General Assembly the following names:

1. Mebane M. Pritchett to be reappointed to an at large position with a term expiring April 1, 1993 to succeed himself.

2. Mary Morgan, representing Education District 2 to a term expiring April 1, 1993 to succeed Dr. John L. Tart.

3. Cary Caperton Owen, representing Education District 8, to a term expiring April 1, 1993 to succeed Dr. Ben H. Battle.

Pursuant to HJR 707, the Senate and House Committees on Education have considered the nominees and make the following recommendation to this Joint Session:

That the nominations of Mr. Mebane M. Pritchett, Mrs. Mary Morgan, and Mrs. Cary Caperton Owen be confirmed.

Respectfully submitted,
S/ DENNIS J. WINNER, *Chairman*
Senate Committee on Education
S/ JO GRAHAM FOSTER, *Chairman*
House Committee on Education

Senator Winner moves that the nomination of Mr. Mebane M. Pritchett be confirmed by the Senate.

The nomination of Mr. Mebane M. Pritchett is confirmed by the Senate by the following vote.

Those voting in the affirmative are: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, R. Hunt, W. Hunt, Joe Johnson, Jordan, Kaplan, Kincaid, R. Martin, W. Martin, Marvin, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, J. Thomas, R. Thomas, Walker, Ward, Warren, Watt, Winner, and Woodard — 44.

Voting in the negative: Senator Shaw.

Representative Foster moves that the nomination of Mr. Mebane M. Pritchett be confirmed by the House of Representatives.

The nomination of Mr. Mebane M. Pritchett is confirmed by the House of Representatives by the following vote.

Those voting in the affirmative are: Speaker Ramsey; Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Bumgardner, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Quinn, Redwine, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 96.

Voting in the negative: Representatives Brown, Cole, Decker, L. Etheridge, Privette, and Wood — 6.

Excused absences: Representatives Holt, Rhodes, and Tallent — 3.

Senator Winner moves that the nomination of Mrs. Mary Morgan be confimed by the Senate.

The nomination of Mrs. Mary Morgan is confirmed by the Senate by the following vote.

Those voting in the affirmative are: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, R. Hunt, W. Hunt, Joe Johnson, Jordan, Kaplan, Kincaid, R. Martin, W. Martin, Marvin, Parnell, Plyler, Price, Rand, Rauch, Royall, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, J. Thomas, R. Thomas, Walker, Ward, Warren, Watt, Winner, and Woodard — 43.

Voting in the negative: None.

Representative Foster moves that the nomination of Mrs. Mary Morgan be confirmed by the House of Representatives.

The nomination of Mrs. Mary Morgan is confirmed by the House of Representatives by the following vote.

Those voting in the affirmative are: Speaker Ramsey; Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: Representatives L. Etheridge, and Noles — 2.

Excused absences: Representatives Holt, Rhodes, and Tallent — 3.

Senator Winner moves that the nomination of Mrs. Cary Caperton Owen be confirmed by the Senate.

The nomination of Mrs. Cary Caperton Owen is confirmed by the Senate by the following vote.

Those voting in the affirmative are: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, R. Hunt, W. Hunt, Joe Johnson, Jordan, Kaplan, Kincaid, R. Martin, W. Martin, Marvin, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, J. Thomas, R. Thomas, Walker, Ward, Warren, Watt, Winner, and Woodard — 43.

Voting in the negative: None.

Representative Foster moves that the nomination of Mrs. Cary Caperton Owen be confirmed by the House of Representatives.

The nomination of Mrs. Cary Caperton Owen is confimed by the House of Representatives by the following vote.

Those voting in the affirmative are: Speaker Ramsey; Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 111.

Voting in the negative: None.

Excused absences: Representatives Holt, Rhodes, and Tallent — 3.

The President declares that the General Assembly has confirmed the nominations of Mr. Mebane M. Pritchett, Mrs. Mary Morgan, and Mrs. Cary Caperton Owen to the State Board of Education and directs that notification be sent to the Governor of this action.

On motion of Senator Harrington, the Joint Session is dissolved and the Senate returns to the Senate Chamber.

The House resumes its business.

Representative N. J. Crawford rises on a point of personal privilege and makes the following remarks in honor and memory of Sam J. Ervin, Jr., former United States Senator.

"Mr. Speaker, Ladies and Gentlemen of the House:

"Yesterday North Carolina and the United States lost a valiant champion in the arena of public service. Sam Ervin was not only a mountain man and a country lawyer. He was a national champion, for he brought a new fever and temper to the environs of the Potomac by his steady, tenacious and unrelenting efforts to make this government responsive to the rule of law. He has left us a proud legacy in his zealous advocacy of and constant fidelity to his life-long love—that priceless document—our Constitution.

"Mr. Speaker, I move we adjourn in his honor and memory."

On motion of Representative Lilley, seconded by Representative N. J. Crawford, the House adjourns in honor and memory of the Honorable Sam J. Ervin, Jr., former United States Senator, to reconvene April 25, at 1:30 p.m.

FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 25, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Joseph Chambers, Paw Creek Church of God, Charlotte, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Holt, Rhodes, and Tallent for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 189, A BILL TO BE ENTITLED AN ACT FOR SPECIAL REGISTRATION PLATES FOR DISABLED VETERANS WHO ARE NOT ONE HUNDRED PERCENT DISABLED, with a favorable report.

H. B. 696, A BILL TO BE ENTITLED AN ACT TO EXEMPT NONPROFIT TEEN CENTERS FROM THE PRIVILEGE LICENSE TAX ON AMUSEMENTS, with a favorable report, as amended.

S. B. 150, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CERTIFIED PUBLIC ACCOUNTANT EXAMINATION FEE, with a favorable report.

S. B. 204, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MAXIMUM ALLOWABLE INTEREST RATES ON BONDS AND NOTES OF DRAINAGE DISTRICTS, with a favorable report.

On motion of Representative Hasty, the rules are suspended and the bill is placed on today's Calendar.

S. B. 232, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF WILSON TO INCREASE ITS PARKING PENALTIES, with a favorable report.

By Representative Beall for the Committee on Election Laws:

H. B. 299, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF RHODHISS TO PROVIDE FOR A FOUR-YEAR TERM FOR THE MAYOR AND STAGGERED FOUR-YEAR TERMS FOR THE BOARD OF COMMISSIONERS, with an indefinite postponement report.

H. B. 415, A BILL TO BE ENTITLED AN ACT TO PROVIDE A METHOD FOR ACTIVATING VOTERS WHEN A CITY HAS NOT HELD ITS MOST RECENT TWO ELECTIONS AND THE CHARTER OF THAT CITY IS REVISED, with a favorable report.

H. B. 490, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DUTY OF CANDIDATES, POLITICAL COMMITTEES, AND REFERENDUM COMMITTEES TO REPORT RECEIPTS AND EXPENDITURES RECEIVED OR MADE AFTER THE ELECTION, with a favorable report.

H. B. 494, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT EXPENDITURE REPORTS SHALL INCLUDE THE NAME AND ADDRESS OF ALL INDIVIDUALS RECEIVING EXPENDITURES OVER A CERTAIN AMOUNT, with a favorable report.

H. B. 645, A BILL TO BE ENTITLED AN ACT TO PROVIDE STAGGERED TERMS FOR THE DAVIDSON COUNTY BOARD OF COMMISSIONERS, with an unfavorable report.

H. B. 646, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PARTISAN ELECTIONS FOR THE DAVIDSON COUNTY BOARD OF EDUCATION, with an unfavorable report.

By Representative Nye for the Committee on Wildlife Resources:

H. B. 335, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TRAPPING IN DARE COUNTY PRIOR TO THE END OF DEER SEASON OR PRIOR TO JANUARY 2 OF EACH YEAR, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for April 29. The original bill is placed on the Unfavorable Calendar.

H. B. 647, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE COUNTY TO PAY BOUNTIES ON BEAVERS, with a favorable report.

H. B. 693, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TAKING BEAR WITH BAIT, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 590, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN EXEMPTIONS FROM LICENSING, TO AUTHORIZE THE REAL ESTATE COMMISSION TO INCREASE CERTAIN FEES, AND TO INTRODUCE A STAGGERED RENEWAL SYSTEM FOR LICENSEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 400, A BILL TO BE ENTITLED AN ACT TO REQUIRE A PUBLIC OFFICIAL WHO IS CONVICTED OF AN IMPAIRED DRIVING OFFENSE TO BE REMOVED FROM OFFICE, with an unfavorable report.

By Representative Payne for the Committee on Manufacturers and Labor:

S. B. 159, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MINIMUM WEEKLY COMPENSATION FOR CERTAIN VOLUNTEER WORKERS UNDER THE WORKERS' COMPENSATION ACT, with a favorable report.

S. B. 162, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT WITH RESPECT TO COUNTY AGRICULTURAL EXTENSION SERVICE EMPLOYEES, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

S. B. 199, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE YANCEY COUNTY BOARD OF EDUCATION SHALL BE ELECTED BY THE NONPARTISAN ELECTION AND RUNOFF ELECTION METHOD, with a favorable report.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 375, A BILL TO BE ENTITLED AN ACT TO GIVE THE PEOPLE OF NORTH CAROLINA THE RIGHT TO VOTE ON A CONSTITUTIONAL AMENDMENT PROVIDING FOR A GUBERNATORIAL VETO, with an unfavorable report, with a Minority Report attached.

The question is the adoption of the following Minority Report:

MINORITY REPORT

We, the undersigned members of the Committee on Constitutional Amendments, representing one-fourth of the members present and voting on H. B. 375, A BILL TO BE ENTITLED AN ACT TO GIVE THE PEOPLE OF NORTH CAROLINA THE RIGHT TO VOTE ON A CONSTITUTIONAL AMENDMENT PROVIDING FOR A GUBERNATORIAL VETO, when the bill was taken up for consideration, and disagreeing with the majority, recommend that the bill be reported favorably to the original bill.

S/ WALTER H. WINDLEY, III
S/ RAYMOND A. WARREN
S/ LARRY T. JUSTUS
S/ JAMES M. CRAVEN

Representative Michaux calls the previous question on the adoption of the Minority Report, and the call is sustained by electronic vote (78-34).

The Minority Report fails of adoption by electronic vote (37-77).

Representative Bowman requests and permission is granted to change his vote from "aye" to "no" on the adoption of the Minority Report.

Representative Spoon requests and permission is granted to change his vote from "no" to "aye" on the adoption of the Minority Report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Edwards and Jeralds:

H. B. 745, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RESTORE THE OLD ORANGE STREET SCHOOL IN FAYETTEVILLE, is referred to the Committee on Appropriations.

By Representative Beall:

H. B. 746, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROCEDURE FOR OBTAINING CANDIDATES FOR MEMBERSHIP ON NONPARTISAN COUNTY BOARDS OF EDUCATION, is referred to the Committee on Election Laws.

By Representative Beall:

H. B. 747, A BILL TO BE ENTITLED AN ACT TO PRESCRIBE COMPENSATION FOR SUPERVISORS OF ELECTIONS, is referred to the Committee on Election Laws.

By Representative Beall:

H. B. 748, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A COMPREHENSIVE FINANCIAL DEVELOPMENT PROGRAM FOR THE HAYWOOD COUNTY SCHOOLS, is referred to the Committee on Appropriations.

By Representative Lancaster:

H. B. 749, A BILL TO BE ENTITLED AN ACT TO CLARIFY CHAPTER 36A REGARDING THE INVESTMENT BY A TRUSTEE IN UNITED STATES GOVERNMENT OBLIGATIONS, is referred to the Committee on Judiciary No. 3.

By Representative Foster:

H. B. 750, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RELATIVES, A FAMILY CRISIS INTERVENTION AND COUNSELING CENTER, is referred to the Committee on Appropriations.

By Representatives Payne, A. Hall, and Redwine:

H. B. 751, A BILL TO BE ENTITLED AN ACT TO REGULATE MENHADEN FISHING, is referred to the Committee on Marine Fisheries.

By Representatives Payne and A. Hall:

H. B. 752, A BILL TO BE ENTITLED AN ACT AUTHORIZING TOUR BOATS TO HOLD ABC PERMITS, is referred to the Committee on Alcoholic Beverage Control.

By Representative Payne:

H. B. 753, A BILL TO BE ENTITLED AN ACT TO PROHIBIT LESSORS OF COMMERCIAL REAL PROPERTY TO REQUIRE RETAILERS TO REMAIN OPEN ON SUNDAY IF THEY LEASED FLOOR SPACE WHILE A SUNDAY CLOSING LAW WAS IN EFFECT, is referred to the Committee on Judiciary No. 4.

By Representative Hackney:

H. B. 754, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-7.2(b) RELATING TO COMPLIANCE WITH 90-DAY FAILURES, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 755, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN AMENDMENTS TO THE POWER OF ATTORNEY STATUTES CONTAINED IN CHAPTER 32A OF THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 756, A BILL TO BE ENTITLED AN ACT TO MAKE IT CLEAR THAT A SECOND NOTICE TO CREDITORS NEED NOT BE PUBLISHED IF A PRIOR NOTICE HAS BEEN PUBLISHED BY A COLLECTOR OR PERSONAL REPRESENTATIVE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 757, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ACCRUAL OF INTEREST ON DAMAGES AWARDED UNDER THE STATE TORT CLAIMS ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 758, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A TESTATOR TO EXEMPT A TESTAMENTARY TRUSTEE FROM THE REQUIREMENT THAT THE TRUSTEE MUST QUALIFY BEFORE THE CLERK OF SUPERIOR COURT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 759, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN JUDGMENTS OF DIVORCE ENTERED UPON ANY OF THE GROUNDS ABOLISHED BY CHAPTER 613 OF THE 1983 SESSION LAWS AS AMENDED BY SECTION 217(o) OF CHAPTER 923 OF THE 1983 SESSION LAWS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 760, A BILL TO BE ENTITLED AN ACT TO CONFORM THE ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 761, A BILL TO BE ENTITLED AN ACT TO APPORTION THE FEDERAL ESTATE TAX BURDEN AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Finance.

By Representatives Redwine, Anderson, Barbee, N. J. Crawford, Jones, Mavretic, Payne, and E. Warren:

H. B. 762, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FRANCHISE AGREEMENTS BETWEEN DEALERS ENGAGED IN THE BUSINESS OF RETAILING FARM, UTILITY, INDUSTRIAL, AND YARD AND GARDEN IMPLEMENTS, EQUIPMENT, ATTACHMENTS, OR REPAIR PARTS, AND WHOLESALERS, MANUFACTURERS, OR DISTRIBUTORS OF THE PRODUCTS TO REQUIRE REPURCHASE OF INVENTORY FROM DEALERS UPON TERMINATION OF A CONTRACT; TO PROVIDE PROCEDURES; TO ESTABLISH LIMITATIONS, RIGHTS, AND CIVIL LIABILITY RELATIVE TO REPURCHASE; TO EXTEND THE RIGHT TO REQUIRE REPURCHASE OPTION TO THE HEIRS OF DEALERS; AND TO PROVIDE WARRANTY OBLIGATIONS, is referred to the Committee on Agriculture.

By Representatives Hasty, Anderson, Beard, Brawley, Brubaker, Holmes, Hudson, Locks, Mavretic, Miller, Murphy, and Redwine:

H. B. 763, A BILL TO BE ENTITLED AN ACT TO CREATE A COMMISSION TO STUDY THE AVAILABILITY AND MARKETING OF LIABILITY AND PROPERTY INSURANCE IN NORTH CAROLINA, is referred to the Committee on Insurance.

By Representatives Diamont and Greenwood:

H. B. 764, A BILL TO BE ENTITLED AN ACT TO INCREASE STATE SALES AND USE TAXES BY ONE-HALF PERCENT AND TO USE THE PROCEEDS TO ESTABLISH A PUBLIC SCHOOL CAPITAL CONSTRUCTION FUND, is referred to the Committee on Education.

By Representatives Enloe and Barker:

H. B. 765, A BILL TO BE ENTITLED AN ACT TO PERMIT THE WIDOWS OF EX-PRISONERS OF WAR TO RETAIN THE DISTINCTIVE REGISTRATION PLATE UNDER CERTAIN CONDITIONS, is referred to the Committee on Military and Veterans' Affairs.

By Representative C. Woodard:

H. B. 766, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHECKS ON ALL NEW CHECKING ACCOUNTS INDICATE THE MONTH AND YEAR IN WHICH THE ACCOUNT WAS OPENED, is referred to the Committee on Banks and Thrift Institutions.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for H. B. 101, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR PURCHASE, POSSESSION AND CONSUMPTION OF MALT BEVERAGES AND UNFORTIFIED WINE, is returned for concurrence in Senate amendment.

On motion of Representative Miller, the bill is placed on the Calendar for April 29.

S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF STANLY COUNTY AND MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES, is read the first time and is referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
April 24, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that your request for the return of Committee Substitute for H. B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY TO APPOINT COMMUNITY COLLEGE TRUSTEES, is acknowledged and we herewith comply.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Nye moves that the vote by which H. B. 105, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY TO APPOINT COMMUNITY COLLEGE TRUSTEES, passed its third reading be reconsidered and this motion carries.

On motion of Representative Nye, the bill is removed from the Calendar and rereferred to the Committee on Higher Education.

CALENDAR

Action is taken on the following:

H. B. 602, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MACON COUNTY TO IMPOSE FEES FOR FIRE PROTECTION BASED ON THE VALUE OF IMPROVEMENTS TO REAL PROPERTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford,

Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Evans, Holt, Rhodes, and Tallent — 5.

H. B. 635, A BILL TO BE ENTITLED AN ACT TO PERMIT BURKE COUNTY TO USE REVENUE RECEIVED FROM ONE-HALF PERCENT LOCAL SALES AND USE TAXES FOR ANY PUBLIC PURPOSE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Evans, Holt, Rhodes, and Tallent — 5.

H. B. 598, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MAYODAN, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Evans, Holt, Rhodes, and Tallent — 5.

H. B. 538, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN ELECTION IN THE ELLENBORO FIRE PROTECTION DISTRICT IN RUTHERFORD COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Evans, Holt, Rhodes, and Tallent — 5.

S. B. 185, A BILL TO BE ENTITLED AN ACT TO AMEND SECTION 2 OF CHAPTER 1120, 1979 SESSION LAWS TO GIVE THE COUNTY OF WASHINGTON THE POWER OF CONDEMNATION TO ACQUIRE REAL PROPERTY FOR ACCESS ROADS TO ECONOMIC DEVELOPMENT COMMISSION PROPERTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Evans, Holt, Rhodes, and Tallent — 5.

H. B. 633, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BLADEN COUNTY BOARD OF COMMISSIONERS TO REDUCE THE PETITION REQUIREMENT FOR ANNEXATION TO A FIRE DISTRICT.

Representative Sparrow offers Amendment No. 1 which is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Colton, Craven, J. W. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 94.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Evans, Holt, Lutz, Rhodes, and Tallent — 6.

H. B. 560, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN NEW HANOVER COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 561, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON CONCERNING THE CITY TAX COLLECTOR, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 563, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR JUDICIAL REVIEW OF DECISIONS OF THE CITY OF WILMINGTON IN GRANTING OR DENYING APPROVAL OF SUBDIVISION PLATS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 627, A BILL TO BE ENTITLED AN ACT TO PERMIT ONSLOW COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 637, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF KINSTON AND THE BOARD OF COUNTY COMMISSIONERS OF LENOIR COUNTY TO CREATE AND FIX THE POWERS OF THE LENOIR COUNTY DEVELOPMENT COMMISSION AND TO APPROPRIATE FUNDS FOR THE EXPENSES THEREOF, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ALTERNATIVE EMINENT DOMAIN PROCEDURE FOR THE CITY OF CONOVER AND THE TOWN OF MAIDEN, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 660, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CATAWBA COUNTY BOARD OF EDUCATION FROM FIVE TO SEVEN MEMBERS.

On motion of Representative Allran, the bill is re-referred to the Committee on Local Government No. 1.

S. B. 114, A BILL TO BE ENTITLED AN ACT FOR THE COUNTY OF ONSLOW AND ITS MUNICIPALITIES CONCERNING ZONING.

On motion of Representative Tyndall, consideration of the bill is postponed until April 30.

S. B. 135, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESTRICTIONS ON FORCE ACCOUNT WORK AS THEY APPLY TO THE CITY OF MONROE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 669, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES FOR ARCHITECTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Beall, Beard, Blue, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Colton, Craven, J. W. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 95.

Voting in the negative: Representatives Diamont and Hege — 2.

Excused absences: Representatives Barnhill, Evans, Holt, Lutz, Rhodes, and Tallent — 6.

H. B. 681, A BILL TO BE ENTITLED AN ACT TO IMPOSE COMPARABLE LICENSE FEES ON OUT-OF-STATE FISHERMEN.

On motion of Representative Chapin, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Holmes, Holroyd, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McLaughlin, Mavretic, Michaux, Mothershead, Murphy,

Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 93.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Evans, Holt, Lutz, Rhodes, and Tallent — 6.

S. B. 204, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MAXIMUM ALLOWABLE INTEREST RATES ON BONDS AND NOTES OF DRAINAGE DISTRICTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Beard, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, A. Hall, Hasty, Hauser, Holmes, Holroyd, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Evans, Holt, Lutz, Rhodes, and Tallent — 6.

Committee Substitute for H. B. 155, A BILL TO BE ENTITLED AN ACT TO AMEND THE WELL CONSTRUCTION ACT, G. S. 87-83 *ET SEQ.*, TO PROVIDE FOR CIVIL PENALTIES.

On motion of Representative Lancaster, consideration of the bill is postponed until April 26.

H. J. R. 317, A JOINT RESOLUTION DESIGNATING THE FIRST WEEK OF EVERY MONTH AS "BUY ONLY AMERICAN WEEK" AND TO HONOR THE MEMORY OF NORTH CAROLINIANS WHO HELPED TO BUILD NORTH CAROLINA'S TEXTILE INDUSTRY, passes its second reading, by electronic vote (94-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 120, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO RECIPROCAL INSPECTION AGREEMENTS WITH OTHER STATES AND THE FEDERAL HIGHWAY ADMINISTRATION FOR HIGHWAY SUPPLIES AND MATERIALS, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committtee Substitute for H. B. 419, A BILL TO BE ENTITLED AN ACT TO ALLOW NOTICE OF A MINERAL INTEREST TO BE MADE ON BEHALF OF A CLAIMANT BY AN AGENT, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 510, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATUTORY REQUIREMENT THAT A HEALTH CERTIFICATE BE OBTAINED BEFORE RECEIVING A LICENSE TO MARRY.

Representative Lancaster offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (76-25), and there being no objection it read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 605, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE SCHEDULING OF CERTAIN CONTROLLED SUBSTANCES.

On motion of Representative Barker, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (100-0).

Representative Ballance objects to the third reading. The bill remains on the Calendar.

Committee Substitute of H. B. 558, A BILL TO BE ENTITLED AN ACT TO CHANGE REPORTING REQUIREMENTS OF COMPULSORY SCHOOL ATTENDANCE LAW.

Representative Allran offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (92-3).

Representative Diamont objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 585, A BILL TO BE ENTITLED AN ACT TO ALLOW JUVENILES IN TRAINING SCHOOL TO TAKE COURSES OFFERED BY COMMUNITY COLLEGES.

On motion of Representative Watkins, the bill is removed from the Calendar and re-referred to the Committee on Appropriations.

H. J. R. 420, A JOINT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ENACT THE TEXTILE AND APPAREL TRADE ENFORCEMENT ACT OF 1985, passes its second reading, by electronic vote (94-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. J. R. 640, A JOINT RESOLUTION HONORING THE GOLDEN ANNIVERSARY OF THE BLUE RIDGE PARKWAY AND HONORING THE MEMORY OF FRANKLIN D. ROOSEVELT, UNDER WHOSE ADMINISTRATION THE PARKWAY WAS ESTABLISHED, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 483, A BILL TO BE ENTITLED AN ACT TO ASSURE COMPLIANCE OF THE NORTH CAROLINA EMPLOYMENT SECURITY LAW WITH FEDERAL LAW.

On motion of Representative Enloe, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by electronic vote (74-23), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 83, AN ACT TO TRANSFER THE REGULATION OF WORKERS' COMPENSATION SELF-INSURANCE FROM THE INDUSTRIAL COMMISSION TO THE DEPARTMENT OF INSURANCE.

H. B. 64, AN ACT TO AUTHORIZE THE TYRELL COUNTY BOARD OF COMMISSIONERS AND THE TYRRELL BOARD OF EDUCATION TO ENTER INTO CERTAIN CONTRACTS WITHOUT COMPLYING WITH THE PROVISIONS OF CHAPTER 133 AND OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES.

H. B. 295, AN ACT TO MOVE THE ELECTION DATE FOR THE RANDOLPH COUNTY BOARD OF EDUCATION FROM THE PRIMARY TO THE GENERAL ELECTION.

H. B. 302, AN ACT TO FURTHER EFFECTUATE THE SEPARATION OF POWERS.

H. B. 349, AN ACT TO ALLOW THE HERTFORD COUNTY BOARD OF EDUCATION TO LEASE LAND TO CITIES WITHOUT FINDING THAT THE LAND IS UNNECESSARY OR UNDESIRABLE FOR SCHOOL PURPOSES.

H. B. 359, AN ACT TO ALLOW DUPLIN COUNTY TO MAKE AN ADDITION TO A COUNTY BUILDING WITH ITS OWN PERSONNEL.

H. B. 394, AN ACT TO ELIMINATE THE REQUIREMENT IN SCOTLAND COUNTY THAT COSMETOLOGISTS SHALL EMPLOY ONLY LICENSED PERSONNEL TO DO SHAMPOOING.

H. B. 422, AN ACT TO REDISTRICT THE CUMBERLAND COUNTY BOARD OF EDUCATION, AND TO APPOINT TWO PERSONS TO THE CUMBERLAND COUNTY INTERIM BOARD OF EDUCATION.

On motion of Representative Lilley, seconded by Representative Tyson, the House adjourns to reconvene April 26 at 10:00 a.m.

FIFTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, April 26, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Lilley.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Greenwood, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Nye for the Committee on Wildlife Resources:

H. B. 600, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TAKING OF FOXES IN ROCKINGHAM COUNTY DURING SHORT OPEN SEASON, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for April 30. The original bill is placed on the Unfavorable Calendar.

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 500, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 188 OF THE 1977 SESSION LAWS RELATING TO THE POLICEMEN'S PENSION FUND OF THE CITY OF ASHEVILLE, with a favorable report.

H. B. 508, A BILL TO BE ENTITLED AN ACT TO PROVIDE SUPPLEMENTAL RETIREMENT FUNDS FOR MEMBERS OF THE CITY OF SHELBY FIRE DEPARTMENT AND TO MODIFY THE APPLICATION OF G. S. 118-5, G. S. 118-6, and G. S. 118-7 TO THE CITY OF SHELBY, with a favorable report.

H. B. 550, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 767 OF THE 1983 SESSION LAWS AND RELATING TO THE PURCHASE OF CREDIT IN THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, with a favorable report.

H. B. 599, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE CITY OF MAYODAN, with a favorable report.

S. B. 55, A BILL TO BE ENTITLED AN ACT TO REFUND CERTAIN FIREMEN CONTRIBUTIONS IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO SURVIVING BENEFICIARIES, with a favorable report.

S. B. 155, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE CITY OF HICKORY, with a favorable report.

By Representative B. Woodard for the Committee on Human Resources:

H. B. 511, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 108A-14 AFFECTING THE DUTIES AND RESPONSIBILITIES OF COUNTY DIRECTORS OF SOCIAL SERVICES, with a favorable report, as amended.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 308, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT PROPERTY HELD BY A BUSINESS AS PART OF ITS INVENTORY FROM PROPERTY TAX OR REDUCE THE AMOUNT OF PROPERTY TAX, with a favorable report.

By Representative Easterling for the Committee on Children and Youth:

Committee Substitute for S. B. 20, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF DAY-CARE SERVICES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Easterling, Committee Amendments Nos. 1 and 2 are adopted.

The bill and amendments are re-referred to the Committee on Appropriations.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 496, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SAVINGS AND LOAN ASSOCIATIONS SHALL HAVE THE SAME POWER AS BANKS TO MAKE LOANS TO CANDIDATES OR POLITICAL COMMITTEES IN THE ORDINARY COURSE OF BUSINESS, with a favorable report, as amended.

Representative Michaux moves that the vote by which H. J. R. 420, A JOINT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ENACT THE TEXTILE AND APPAREL TRADE ENFORCEMENT ACT OF 1985, passed its third reading on April 25 be reconsidered and this motion carries.

On motion of Representative Michaux, the bill is withdrawn from the Calendar and re-referred to the Committee on Rules and Operation of the House.

On motion of Representative Bruce Ethridge, Rule 31.1 is suspended, by electronic vote (81-4), in order for a local bill to be filed. The Chair rules this to be a two-thirds majority vote.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Hightower:

H. J. R. 767, A JOINT RESOLUTION HONORING HUGH HAMMOND BENNETT, THE FATHER OF SOIL CONSERVATION, AND COMMEMORATING THE FIFTIETH ANNIVERSARY OF THE SOIL CONSERVATION SERVICE, is referred to the Committee on Rules and Operation of the House.

By Representatives Payne, Hauser, Kennedy, and Wiser:

H. B. 768, A BILL TO BE ENTITLED AN ACT TO MAXIMIZE THE USE OF FEDERAL HIGHWAY FUNDS BY DIRECTING THEIR USE FOR BICYCLE RELATED PROJECTS, is referred to the Committee on Appropriations.

By Representative Lilley:

H. B. 769, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROCEDURE FOR THE DELIVERY OF TEMPORARY REGISTRATION CERTIFICATES FOR MOTOR VEHICLES, is referred to the Committee on Highway Safety.

By Representative Holroyd:

H. B. 770, A BILL TO BE ENTITLED AN ACT TO MAKE THE SECRETARY OF CULTURAL RESOURCES AN EX OFFICIO MEMBER OF THE GOVERNING BODY OF THE NORTH CAROLINA ART SOCIETY, INC., is referred to the Committee on Cultural Resources.

By Representative Lilley:

H. B. 771, A BILL TO BE ENTITLED AN ACT TO PERMIT CITIES AND COUNTIES TO PROVIDE PUBLIC SERVICES THROUGH CONTRACTS WITH PRIVATE AGENCIES, is referred to the Committee on Judiciary No. 4.

By Representative Sparrow:

H. B. 772, A BILL TO BE ENTITLED AN ACT TO AMEND THE MUNICIPAL AND COUNTY ZONING ENABLING ACTS SO AS TO MAKE CLEAR THE AUTHORITY OF LOCAL GOVERNMENTS TO ESTABLISH OVERLAY DISTRICTS AND SPECIAL USE OR CONDITIONAL USE DISTRICTS, is referred to the Committee on State Government.

By Representatives Bruce Ethridge and Hauser:

H. B. 773, A BILL TO BE ENTITLED AN ACT TO EXTEND THE CRIME OF DEFRAUDING AN INNKEEPER TO INCLUDE CAMPGROUND OWNERS, is referred to the Committee on Small Business.

By Representative Wood:

H. B. 774, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON RECEIVING A SUBSTANTIAL PLURALITY OF THE VOTES IN THE PRIMARY SHALL BE THE NOMINEE OF THE PARTY, is referred to the Committee on Election Laws.

By Representatives Greenwood, Colton, N. J. Crawford, and Nesbitt:

H. B. 775, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A CHAPLAIN AT THE JUVENILE EVALUATION CENTER AT BLACK MOUNTAIN, is referred to the Committee on Appropriations.

By Representatives Mavretic, Craven, DeVane, Bob Etheridge, Foster, A. Hall, Hauser, Hughes, Hunter, Hurst, Ligon, Locks, Nesbitt, Noles, Nye, Tyndall, E. Warren and Wiser:

H. B. 776, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST-OF-LIVING INCREASES IN THE RETIREMENT ALLOWANCES PAID TO RETIRED LOCAL GOVERNMENT EMPLOYEES, is referred to the Committee on Pensions and Retirement.

By Representatives Mavretic, Craven, DeVane, Bob Etheridge, Foster, A. Hall, Hauser, Hughes, Hunter, Hurst, Ligon, Locks, Nesbitt, Noles, Nye, Tyndall, E. Warren, and Wiser:

H. B. 777, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST-OF-LIVING INCREASES IN THE RETIREMENT ALLOWANCES PAID TO RETIRED TEACHERS, STATE EMPLOYEES, AND JUDICIAL PERSONNEL, is referred to the Committee on Pensions and Retirement.

By Representative Beall:

H. B. 778, A BILL TO BE ENTITLED AN ACT TO REGULATE THE SUBMISSION OF LAWS AFFECTING ELECTIONS TO THE UNITED STATES ATTORNEY GENERAL AS REQUIRED BY SECTION FIVE OF THE VOTIN RIGHTS ACT OF 1965, is referred to the Committee on Election Laws.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for H. B. 28, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULE 56 OF THE RULES OF CIVIL PROCEDURE SHALL APPLY TO ACTIONS FOR ABSOLUTE DIVORCE, is returned for concurrence in Senate amendment and is placed on the Calendar for April 29.

Committee Substitute for S. B. 156, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 34 AND 45 TO PROVIDE FOR EQUITY LINES OF CREDIT, is read the first time and is referred to the Committee on Banks and Thrift Institutions.

S. B. 245, A BILL TO BE ENTITLED AN ACT CONCERNING DUTIES OF THE DURHAM CITY INSPECTION DEPARTMENT, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 268, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INITIAL RANDOMIZATION OF THE BIENNIAL JURY LIST IN COUNTIES USING ELECTRONIC DATA PROCESSING EQUIPMENT FOR JURY SELECTION, is read the first time and is referred to the Committee on Courts and Administration of Justice.

S. B. 352, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CATAWBA COUNTY BOARD OF EDUCATION FROM FIVE TO SEVEN MEMBERS, is read the first time and is referred to the Committee on Local Government No. 1.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. J. R. 414, A JOINT RESOLUTION HONORING HUGH HAMMOND BENNETT, THE FATHER OF SOIL CONSERVATION, AND COMMEMORATING THE FIFTIETH ANNIVERSARY OF THE SOIL CONSERVATION SERVICE, is read the first time.

On motion of Representative Hightower, the rules are suspended, and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

H. B. 236, A BILL TO BE ENTITLED AN ACT TO REPEAL SECTION 146 OF CHAPTER 1034 OF THE 1983 SESSION (REGULAR SESSION, 1984) RELATING TO THE COMPARABLE WORTH STUDY, is returned for concurrence in Senate amendment and is placed on the Calendar for April 29.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of Secretary of State:

S. B. 120, AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO RECIPROCAL INSPECTION AGREEMENTS WITH OTHER STATES AND THE FEDERAL HIGHWAY ADMINISTRATION FOR HIGHWAY SUPPLIES AND MATERIALS.

S. B. 135, AN ACT TO AMEND THE RESTRICTIONS ON FORCE ACCOUNT WORK AS THEY APPLY TO THE CITY OF MONROE.

S. B. 140, AN ACT TO DESIGNATE A RIVER A POTENTIAL COMPONENT OF THE NATURAL AND SCENIC RIVERS SYSTEM AND TO PROTECT AGAINST DIRECT AND ADVERSE DEVELOPMENT.

H. B. 373, AN ACT TO CHANGE THE BOUNDARY LINE BETWEEN THE TOWNS OF SOUTHERN SHORES AND KITTY HAWK.

CALENDAR

Action is taken on the following:

H. B. 602, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MACON COUNTY TO IMPOSE FEES FOR FIRE PROTECTION BASED ON THE VALUE OF IMPROVEMENTS TO REAL PROPERTY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

H. B. 635, A BILL TO BE ENTITLED AN ACT TO PERMIT BURKE COUNTY TO USE REVENUE RECEIVED FROM ONE-HALF PERCENT LOCAL SALES AND USE TAXES FOR ANY PUBLIC PURPOSE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

H. B. 538, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN ELECTION IN THE ELLENBORO FIRE PROTECTION DISTRICT IN RUTHERFORD COUNTY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

H. B. 598, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MAYODAN, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

H. B. 633, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BLADEN AND WAKE COUNTIES BOARD OF COMMISSIONERS TO REDUCE THE PETITION REQUIREMENT FOR ANNEXATION TO A FIRE DISTRICT.

The bill, as amended, passes its third reading by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

S. B. 185, A BILL TO BE ENTITLED AN ACT TO AMEND SECTION 2 OF CHAPTER 1120, 1979 SESSION LAWS TO GIVE THE COUNTY OF WASHINGTON THE POWER OF CONDEMNATION TO ACQUIRE REAL PROPERTY FOR ACCESS ROADS TO ECONOMIC DEVELOPMENT COMMISSION PROPERTY, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

S. B. 232, A BILL TO BE ENTITLED AN ACT TO TO PERMIT THE CITY OF WILSON TO INCREASE ITS PARKING PENALTIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 647, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAYNE COUNTY TO PAY BOUNTIES ON BEAVERS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 199, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE YANCEY COUNTY BOARD OF EDUCATION SHALL BE ELECTED BY THE NONPARTISAN ELECTION AND RUNOFF ELECTION METHOD, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 669, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES FOR ARCHITECTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: Representative Hege.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

H. B. 681, A BILL TO BE ENTITLED AN ACT TO IMPOSE COMPARABLE LICENSE FEES ON OUT-OF-STATE FISHERMEN.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

S. B. 204, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MAXIMUM ALLOWABLE INTEREST RATES ON BONDS AND NOTES OF DRAINAGE DISTRICTS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnhill, Beall, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Hughes, Hunt, Hunter, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Tyndall, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 88.

Voting in the negative: None.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

H. B. 189, A BILL TO BE ENTITLED AN ACT FOR SPECIAL REGISTRATION PLATES FOR DISABLED VETERANS WHO ARE NOT ONE HUNDRED PERCENT DISABLED, passes its second reading by the following vote.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

On motion of Representative Buchanan, the bill is placed on the Calendar for May 1 for its third roll call reading.

S. B. 150, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CERTIFIED PUBLIC ACCOUNTANT EXAMINATION FEE, passes its second reading, by the following vote.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Murphy,

Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: Representative Hightower.

Excused absences: Representatives Allran, Beard, Blue, Brinkley, Enloe, Fletcher, Holt, James, Lutz, Miller, Mothershead, Nesbitt, Rhodes, Stamey, Tallent, and Wood — 16.

On motion of Representative Ballance, the bill is placed on the Calendar for April 30 for its third roll call reading.

Committee Substitute for H. B. 155, A BILL TO BE ENTITLED AN ACT TO AMEND THE WELL CONSTRUCTION ACT, G. S. 87-83 *ET SEQ.*, TO PROVIDE FOR CIVIL PENALTIES, passes its third reading, by electronic vote (86-1), and is ordered sent to the Senate.

H. B. 605, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE SCHEDULING OF CERTAIN CONTROLLED SUBSTANCES.

The bill, as amended, passes its third reading, by electronic vote (92-0), and is ordered engrossed and sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 558, A BILL TO BE ENTITLED AN ACT TO CHANGE REPORTING REQUIREMENTS OF COMPULSORY SCHOOL ATTENDANCE LAW.

Representative Barnes offers Amendment No. 2 which is adopted by electronic vote (88-1).

Representative Lancaster calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (91-6), and is ordered engrossed and sent to the Senate.

H. B. 696, A BILL TO BE ENTITLED AN ACT TO EXEMPT NONPROFIT TEEN CENTERS FROM THE PRIVILEGE LICENSE TAX ON AMUSEMENTS.

On motion of Representative Lineberry, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (92-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 415, A BILL TO BE ENTITLED AN ACT TO PROVIDE A METHOD FOR ACTIVATING VOTERS WHEN A CITY HAS NOT HELD ITS MOST RECENT TWO ELECTIONS AND THE CHARTER OF THAT CITY IS REVISED, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 490, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DUTY OF CANDIDATES, POLITICAL COMMITTEES, AND REFERENDUM COMMITTEES TO REPORT RECEIPTS AND EXPENDITURES RECEIVED OR MADE AFTER THE ELECTION, passes its second reading, by electronic vote (91-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 494, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT EXPENDITURE REPORTS SHALL INCLUDE THE NAME AND ADDRESS OF ALL INDIVIDUALS RECEIVING EXPENDITURES OVER A CERTAIN AMOUNT, passes its second reading, by electronic vote (88-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 693, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TAKING BEAR WITH BAIT, passes its second reading, by electronic vote (90-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 159, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MINIMUM WEEKLY COMPENSATION FOR CERTAIN VOLUNTEER WORKERS UNDER THE WORKERS' COMPENSATION ACT, passes its second reading, by electronic vote (87-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 162, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT WITH RESPECT TO COUNTY AGRICULTURAL EXTENSION SERVICE EMPLOYEES, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Representative Payne moves that the vote by which S. B. 162, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT WITH RESPECT TO COUNTY AGRICULTURAL EXTENSION SERVICE EMPLOYEES, passed its third reading be reconsidered and this motion carries.

On motion of Representative Payne, the bill is withdrawn from today's Calendar and placed on the Calendar for April 30.

On motion of Representative Hughes, H. B. 661, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF SUGAR MOUNTAIN, is withdrawn from the Committee on Local Government No. 1 and re-referred to the Committee on Local Government No. 2.

On motion of Representative Lilley, seconded by Representative Locks, the House adjourns to reconvene Monday, April 29 at 8:30 p.m.

SIXTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, April 29, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Ballance, Barnes, Beard, Buchanan, Holt, Hunter, Kennedy, and Pool for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Insurance:

H. B. 368, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURANCE POINTS FROM BEING ASSESSED AFTER A SPEEDING CONVICTION IN CERTAIN INSTANCES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 1. The original bill is placed on the Unfavorable Calendar.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 723, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA UNIFORM COMMERCIAL CODE, with a favorable report, as amended.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 52, A BILL TO BE ENTITLED AN ACT TO RECODIFY CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 12 TO CHAPTER 143B OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 1. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SALE OF CLEAN DETERGENTS IN NORTH CAROLINA, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 1. The original bill is placed on the Unfavorable Calendar.

By Representative Evans for the Committee on Banks and Thrift Institutions:

S. B. 27, A BILL TO BE ENTITLED AN ACT RELATING TO INSTALLMENT LOANS, LOANS SECURED BY SECONDARY MORTGAGES, AND LOANS BY LICENSEES UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT, with an unfavorable report as to bill, favorable as to House committee substitute bill.

The House committee substitute bill is placed on the Calendar for May 1. The original bill is place on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Decker, Craven, L. Etheridge, Hughes, Ligon, Privette, Sizemore, Windley, and Wood:

H. B. 779, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE LEGISLATIVE RETIREMENT SYSTEM OF NORTH CAROLINA, is referred to the Committee on Pensions and Retirement.

By Representatives Enloe, Bowman, and Wiser:

H. B. 780, A BILL TO BE ENTITLED AN ACT TO CLARIFY SECTION 96-29 OF THE EMPLOYMENT SECURITY LAW, is referred to the Committee on Employment Security.

By Representatives Boyd, Brown, Brubaker, Foster, Holmes, James, Keesee-Forrester, Lilley, Miller, Privette, Quinn, and Watkins:

H. J. R. 781, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CYRUS ROBY GARNER, SR., is referred to the Committee on Rules and Operation of the House.

By Representatives Evans and James:

H. B. 782, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RESTORE THE JOHN R. PAGE MASONIC HALL IN EDENTON, is referred to the Committee on Appropriations.

By Representative Clark:

H. B. 783, A BILL TO BE ENTITLED AN ACT TO CROSS-REFER IN THE ADOPTION STATUTES TO G. S. 14-320 REGARDING THE SEPARATION OF A CHILD UNDER SIX MONTHS OLD FROM A CUSTODIAL PARENT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 784, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT AN EMANCIPATED MINOR MAY MARRY WITHOUT THE WRITTEN CONSENT OF A PARENT OR GUARDIAN AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 785, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 41-2.1(b)(4) TO CLARIFY THAT A DECEDENT'S SHARE OF A JOINT BANK ACCOUNT WITH RIGHT OF SURVIVORSHIP MAY BE USED FOR THE PAYMENT OF CLAIMS AND EXPENSES OF THE ESTATE ONLY AFTER ALL THE REAL AND OTHER

PERSONAL ASSETS OF THE ESTATE HAVE BEEN EXHAUSTED AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 786, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ADMINISTRATION BY AFFIDAVIT OF A SMALL TESTATE ESTATE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 787, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 788, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative J. W. Crawford:

H. B. 789, A BILL TO BE ENTITLED AN ACT TO OUTLINE WORTHLESS CHECK COLLECTION PROCEDURES, is referred to the Committee on Small Business.

By Representatives Brannan and B. Woodard:

H. B. 790, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE JOHNSTON TECHNICAL COLLEGE AUDITORIUM, is referred to the Committee on Appropriations.

By Representative Anderson:

H. B. 791, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CONFLICT IN THE STATUTES CONCERNING VACANCIES IN MUNICIPAL AND SPECIAL DISTRICT ELECTIVE OFFICES, is referred to the Committee on Election Laws.

By Representatives Watkins, Hauser, Lineberry, and E. Warren:

H. B. 792, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives E. Warren, Brinkley, and Jones:

H. B. 793, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE GRIFTON DEPOT, is referred to the Committee on Appropriations.

By Representatives Bruce Ethridge, Hurst, and Tyndall:

H. B. 794, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF BEAUFORT TO REGULATE THE POSSESSION OF BEER AND UNFORTIFIED WINE BY ORDINANCE, is referred to the Committee on Local Government No. 2.

By Representative Hackney:

H. B. 795, A BILL TO BE ENTITLED AN ACT PROVIDING FOR PROTECTING THE PUBLIC FROM INACTIVE HAZARDOUS SUBSTANCE DISPOSAL SITES, is referred to the Committee on Water and Air Resources.

By Representative Hackney:

H. B. 796, A BILL TO BE ENTITLED AN ACT CLARIFYING THE PROCEDURE FOR SERVING PICK-UP NOTICES UNDER THE TEN DAY REVOCATION PROCEDURE, is referred to the Committee on Courts and Administration of Justice.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 212, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FEES TO BE COLLECTED BY THE NORTH CAROLINA BOARD OF PHYSICAL THERAPY EXAMINERS, is read the first time and is referred to the Committee on Finance.

S. B. 316, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE CITY OF MONROE OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 319, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF SERVICES FOR THE BLIND OF THE DEPARTMENT OF HUMAN RESOURCES TO OPERATE VENDING MACHINES ON INTERSTATE HIGHWAYS AND CONTROLLED-ACCESS HIGHWAYS, is read the first time and is referred to the Committee on Human Resources.

S. B. 320, A BILL TO BE ENTITLED AN ACT TO ALLOW THE SECRETARY OF HUMAN RESOURCES TO ADOPT RULES ON DAMAGE OR THEFT OF PERSONAL PROPERTY BELONGING TO EMPLOYEES, VOLUNTEERS, AND CLIENTS IN INSTITUTIONS OF THE DEPARTMENT OF HUMAN RESOURCES, is read the first time and is referred to the Committee on Human Resources.

S. B. 338, A BILL TO BE ENTITLED AN ACT EXTENDING THE PROVISION OF SERVICES UNDER THIS ARTICLE TO CHILDREN OVER AGE EIGHTEEN IN CERTAIN INSTANCES, is read the first time and is referred to the Committee on Judiciary No. 4.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 101, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR PURCHASE, POSSESSION AND CONSUMPTION OF MALT BEVERAGES AND UNFORTIFIED WINE.

On motion of Representative Miller, the House concurs in the Senate amendment, by electronic vote (106-2), and the bill is ordered enrolled.

H. B. 236, A BILL TO BE ENTITLED AN ACT TO REPEAL SECTION 146 OF CHAPTER 1034 OF THE 1983 SESSION (REGULAR SESSION, 1984) RELATING TO THE COMPARABLE WORTH STUDY.

On motion of Representative Wright, the House concurs in the Senate amendment, by electronic vote (100-9), and the bill is ordered enrolled.

Committee Substitute for H. B. 28, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RULE 56 OF THE RULES OF CIVIL PROCEDURE SHALL APPLY TO ACTIONS FOR ABSOLUTE DIVORCE.

On motion of Representative Hackney, the House concurs in the Senate amendment, by electronic vote (99-8), and the bill is ordered enrolled.

Committee Substitute for H. B. 335, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TRAPPING AT CERTAIN TIMES IN DARE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 500, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 188 OF THE 1977 SESSION LAWS RELATING TO THE POLICEMEN'S PENSION FUND OF THE CITY OF ASHEVILLE.

On motion of Representative Nesbitt, the bill is withdrawn from the Calendar and re-referred to the Committee on Pensions and Retirement.

H. B. 508, A BILL TO BE ENTITLED AN ACT TO PROVIDE SUPPLEMENTAL RETIREMENT FUNDS FOR MEMBERS OF THE CITY OF SHELBY FIRE DEPARTMENT AND TO MODIFY THE APPLICATION OF G. S. 118-5, G. S. 118-6, and G. S. 118-7 TO THE CITY OF SHELBY.

Representative Hunt offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 550, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 767 OF THE 1983 SESSION LAWS AND RELATING TO THE PURCHASE OF CREDIT IN THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 599, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE CITY OF MAYODAN, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 155, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE CITY OF HICKORY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 308, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT PROPERTY HELD BY A BUSINESS AS PART OF ITS INVENTORY FROM PROPERTY TAX OR REDUCE THE AMOUNT OF PROPERTY TAX.

On motion of Representative Lancaster, consideration of the bill is postponed until May 1.

S. B. 55, A BILL TO BE ENTITLED AN ACT TO REFUND CERTAIN FIREMEN CONTRIBUTIONS IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO SURVIVING BENEFICIARIES, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 511, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 108A-14 AFFECTING THE DUTIES AND RESPONSIBILITIES OF COUNTY DIRECTORS OF SOCIAL SERVICES.

On motion of Representative B. Woodard, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 496, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SAVINGS AND LOAN ASSOCIATIONS SHALL HAVE THE SAME POWER AS BANKS TO MAKE LOANS TO CANDIDATES OR POLITICAL COMMITTEES IN THE ORDINARY COURSE OF BUSINESS.

On motion of Representative McAlister, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 175, AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE TOWN OF WILKESBORO.

H. B. 237, AN ACT TO EXEMPT FOR-HIRE PASSENGER VEHICLES OF LESS THAN FIFTEEN-PASSENGER CAPACITY.

S. B. 159, AN ACT TO ESTABLISH A MINIMUM WEEKLY COMPENSATION FOR CERTAIN VOLUNTEER WORKERS UNDER THE WORKERS' COMPENSATION ACT.

S. B. 185, AN ACT TO AMEND SECTION 2 OF CHAPTER 1120, 1979 SESSION LAWS TO GIVE THE COUNTY OF WASHINGTON THE POWER OF CONDEMNATION TO ACQUIRE REAL PROPERTY FOR ACCESS ROADS TO ECONOMIC DEVELOPMENT COMMISSION PROPERTY.

S. B. 199, AN ACT TO PROVIDE THAT THE YANCEY COUNTY BOARD OF EDUCATION SHALL BE ELECTED BY THE NONPARTISAN ELECTION AND RUNOFF ELECTION METHOD.

S. B. 204, AN ACT TO CHANGE THE MAXIMUM ALLOWABLE INTEREST RATES ON BONDS AND NOTES OF DRAINAGE DISTRICTS.

S. B. 232, AN ACT TO PERMIT THE CITY OF WILSON TO INCREASE ITS PARKING PENALTIES.

S. J. R. 414, A JOINT RESOLUTION HONORING HUGH HAMMOND BENNETT, THE FATHER OF SOIL CONSERVATION, AND COMMEMORATING THE FIFTIETH ANNIVERSARY OF THE SOIL CONSERVATION SERVICE.

On motion of Representative Lilley, seconded by Representative Greenwood, the House adjourns to reconvene April 30, at 1:30 p.m.

SIXTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 30, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Buchanan, Edwards, Holt, and Hunter for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 346, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN NAMES ARE AFFIXED TO DISCHARGES AND RELEASES OF DEEDS OF TRUST OR OTHER INSTRUMENTS THE NAMES BE PRINTED OR TYPED SO AS TO BE LEGIBLE, with a favorable report.

H. B. 648, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM JUDGMENT AGAINST AN INSURANCE COMPANY UPON WHICH A JUDGE MAY ORDER ATTORNEYS' FEES TO A PREVAILING PLAINTIFF, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 2. The original bill is placed on the Unfavorable Calendar.

H. B. 649, A BILL TO BE ENTITLED AN ACT MAKING IT A GENERAL MISDEMEANOR TO SELL OR GIVE TO A MINOR A SHURIKIN, COMMONLY KNOWN AS A STAR, with a favorable report.

H. B. 674, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY THE ESCHEATS AND ABANDONED PROPERTY STATUTES, with a favorable report, as amended.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 564, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF HOPE MILLS TO LEASE WATER RIGHTS FOR HYDROELECTRIC POWER GENERATION FOR MORE THAN TEN YEARS, with a favorable report, as amended.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 85, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO THE FEDERAL RULES WITH REGARD TO ABUSIVE DISCOVERY PRACTICES, with a favorable report.

H. B. 754, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-7.2(b) RELATING TO COMPLIANCE WITH 90-DAY FAILURES, with a favorable report, as amended.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 356, A BILL TO BE ENTITLED AN ACT TO REQUIRE A JUDICIAL OFFICIAL TO STATE THE REASON(S) FOR REQUIRING A SECURED BAIL BOND AS A CONDITION OF PRETRIAL RELEASE, with a favorable report.

H. B. 574, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT DISTRICT COURT MAY SIT IN HAVELOCK UNTIL JUNE 30, 1986, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 413, A BILL TO BE ENTITLED AN ACT TO CHANGE THE BURDEN OF PROOF IN CIVIL ACTIONS TO ESTABLISH PATERNITY, with a favorable report.

H. B. 703, A BILL TO BE ENTITLED AN ACT TO AMEND THE FUNERAL AND TRUST FUNDS LAWS, with a favorable report, as amended.

By Representative Pulley for the Committee on Judiciary No. 4:

Senate Committee Substitute for H. B. 251, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITAL BIDDING PROCEDURES, with recommendation that the House concur.

On motion of Representative Pulley, the rules are suspended and the bill is placed on today's Calendar.

H. B. 475, A BILL TO BE ENTITLED AN ACT TO INCLUDE OPTOMETRISTS, VETERINARIANS, AND NURSES IN THE EXEMPTION FROM THE CONFLICT OF INTEREST PROVISIONS GOVERNING MEMBERSHIP ON CERTAIN LOCAL BOARDS, with a favorable report.

By Representative Clark for the Committee on Alcoholic Beverage Control:

H. B. 3, A BILL TO BE ENTITLED AN ACT TO RAISE THE DRINKING AGE TO TWENTY-ONE YEARS, with an unfavorable report.

H. B. 9, A BILL TO BE ENTITLED AN ACT TO RAISE THE DRINKING AGE TO TWENTY-ONE OVER A TWO-YEAR PERIOD, with an unfavorable report.

H. B. 176, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE ABC STATUTES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 2. The original bill is placed on the Unfavorable Calendar.

H. B. 261, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF LIQUOR A PERSON MAY PURCHASE AND POSSESS, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Cochrane, Barker, Boyd, Brubaker, Diamont, Enloe, Esposito, Foster, Holmes, James, Keesee-Forrester, Payne, and Robinson:

H. J. R. 797, A JOINT RESOLUTION DIRECTING THE STATE PERSONNEL COMMISSION TO STUDY THE STATE PERSONNEL ACT AND TO DESIGN CHANGES TO GIVE PROFESSIONAL STATE EMPLOYEES THE PROTECTION AND SECURITY FROM POLITICAL PRESSURES THEY DESERVE AND ESTABLISH A SENIOR EXECUTIVE SERVICE, is referred to the Committee on Rules and Operation of the House.

By Representatives Hege, Brubaker, Cromer, Decker, Huffman, Hurst, Rhyne, and Windley:

H. B. 798, A BILL TO BE ENTITLED AN ACT TO INCREASE USE OF DISCIPLINARY ACTION AGAINST STATE EMPLOYEES ENGAGED IN PROHIBITED POLITICAL ACTIVITY, is referred to the Committee on State Government.

By Representatives Sparrow, Blue, Fussell, Holroyd, Stamey, and Wiser:

H. B. 799, A BILL TO BE ENTITLED AN ACT TO PROVIDE EXTENDED COVERAGE FOR TERMINATED EXEMPT EMPLOYEES UNDER THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE-MAJOR MEDICAL PLAN, is referred to the Committee on Appropriations.

By Representatives Blue, Fitch, and Hauser:

H. B. 800, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LETTER RETURNED BECAUSE THE PERSON NO LONGER LIVES AT AN ADDRESS SHALL NOT BE ADMISSIBLE EVIDENCE IN A CHALLENGE MADE ON THE DAY OF A PRIMARY OR ELECTION, is referred to the Committee on Election Laws.

On motion of Representative McDowell, Rule 31.1 is suspended, by electronic vote (98-8), in order for a local bill to be filed. The Chair rules this to be a two-thirds majority vote.

On motion of Representative McDowell, the rules are suspended and the following is introduced and read the first time.

By Representatives Holt, Bowman, McAlister, and McDowell:

H. B. 804, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY BETWEEN THE ALAMANCE COUNTY AND BURLINGTON CITY SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Local Government No. 1.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 180, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PRESIDENTIAL PREFERENCE PRIMARY ACT, SO AS TO ALLOW POLITICAL PARTIES TO REGULATE THE NOMINATION OF PRESIDENT AND VICE PRESIDENT OF THE UNITED STATES, is read the first time and is referred to the Committee on Election Laws.

S. B. 315, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN THE TOWN OF LANDIS AND THE CITY OF KANNAPOLIS, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 341, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ALTERNATIVE ARRANGEMENTS FOR LOCAL PROGRAM ADMINISTRATION, is read the first time and is referred to the Committee on Children and Youth.

CALENDAR

Action is taken on the following:

S. B. 114, A BILL TO BE ENTITLED AN ACT FOR THE COUNTY OF ONSLOW AND ITS MUNICIPALITIES CONCERNING ZONING, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Representative Barbee moves that the vote by which S. B. 114, A BILL TO BE ENTITLED AN ACT FOR THE COUNTY OF ONSLOW AND ITS MUNICIPALITIES CONCERNING ZONING, passed its third reading be reconsidered and this motion carries.

Representative Barbee offers Amendment No. 1 which is adopted.

Representative Barbee offers Amendment No. 2 which is adopted.

Now the question before the House is the passage of the bill on its third reading.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendments.

Committee Substitute for H. B. 600, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TAKING OF FOXES IN ROCKINGHAM COUNTY DURING SHORT OPEN SEASON, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 150, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CERTIFIED PUBLIC ACCOUNTANT EXAMINATION FEE.

On motion of Representative Quinn, consideration of the bill is postponed until May 2.

Senate Committee Substitute for H. B. 251, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITAL BIDDING PROCEDURES.

On motion of Representative Pulley, the House concurs in the Senate committee substitute, by electronic vote (110-0), and the bill is ordered enrolled.

S. B. 162, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT WITH RESPECT TO COUNTY AGRICULTURAL EXTENSION SERVICE EMPLOYEES, passes its third reading, by electronic vote (106-0), and is ordered enrolled.

H. B. 723, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA UNIFORM COMMERCIAL CODE.

On motion of Representative Miller, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

On motion of Representative C. Woodard, H. B. 766, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHECKS ON ALL NEW CHECKING ACCOUNTS INDICATE THE MONTH AND YEAR IN WHICH THE ACCOUNT WAS OPENED, is withdrawn from the Committee on Banks and Thrift Institutions and re-referred to the Committee on Small Business.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 55, AN ACT TO REFUND CERTAIN FIREMEN CONTRIBUTIONS IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO SURVIVING BENEFICIARIES.

S. B. 155, AN ACT TO AMEND THE LAW ESTABLISHING A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE CITY OF HICKORY.

H. B. 28, AN ACT TO PROVIDE THAT RULE 56 OF THE RULES OF CIVIL PROCEDURE SHALL APPLY TO ACTIONS FOR ABSOLUTE DIVORCE.

H. B. 101, AN ACT TO RAISE THE MINIMUM AGE FOR PURCHASE, POSSESSION AND CONSUMPTION OF MALT BEVERAGES AND UNFORTIFIED WINE.

H. B. 236, AN ACT TO REPEAL SECTION 146 OF CHAPTER 1034 OF THE 1983 SESSION (REGULAR SESSION, 1984) RELATING TO THE COMPARABLE WORTH STUDY.

H. B. 435, AN ACT TO ADD AN ADDITIONAL FACTOR IN DIVISION OF MARITAL PROPERTY.

On motion of Representative Lilley, seconded by Representative Nye, the House adjourns to reconvene May 1 at 1:30 p.m.

SIXTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 1, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of April 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Holt and Spoon for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Church for the Committee on Higher Education:

H. B. 577, A BILL TO BE ENTITLED AN ACT TO PERMIT PERSONS LESS THAN 16 TO TAKE NONCREDIT COURSES IN THE COMMUNITY COLLEGE SYSTEM, with a favorable report.

By Representative Hightower for the Committee on State Government:

H. B. 476, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE MARINE RESOURCES CENTER ADMINISTRATIVE BOARD, TO REORGANIZE THE MARINE SCIENCE COUNCIL, AND TO ESTABLISH AN OFFICE OF MARINE AFFAIRS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 3. The original bill is placed on the Unfavorable Calendar.

By Representative Barker for the Committee on Mental Health:

H. B. 378, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STATE ASSUMPTION OF THE NONFEDERAL COST FOR PATIENTS IN INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 734, A BILL TO BE ENTITLED AN ACT CONCERNING SERVICES TO INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Wicker for the Committee on Courts and Administration of Justice:

S. B. 60, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO DISCIPLINE AND DISBARMENT OF ATTORNEYS AT LAW, with an unfavorable report as to bill, favorable as to House committee substitute bill.

The substitute bill is placed on the Calendar for May 3. The original bill is placed on the Unfavorable Calendar.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 460, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF DURHAM TO BUILD STREETS OUTSIDE THE CITY, with a favorable report.

H. B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FLEXIBLE PROCEDURES FOR THE DISPOSITION OF REDEVELOPMENT PROPERTY BY THE CITY OF GOLDSBORO, with a favorable report.

H. B. 529, A BILL TO BE ENTITLED AN ACT TO ADD ROBESON COUNTY TO THE LIST OF COUNTIES IN WHICH IT IS A CRIME TO OBTAIN AMBULANCE SERVICES WITHOUT INTENDING TO PAY FOR THE SERVICES OR TO MAKE AN UNNEEDED AMBULANCE REQUEST, with a favorable report.

H. B. 616, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CURRITUCK COUNTY TO PLACE OR REQUIRE DEVELOPERS TO PLACE STOP SIGNS AS NEEDED ON STREETS NOT ACCEPTED INTO THE STATE STREET SYSTEM, with a favorable report.

H. B. 617, A BILL TO BE ENTITLED AN ACT TO ANNEX AN AREA TO THE TOWN OF HERTFORD, with a favorable report.

H. B. 667, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ALAMANCE COUNTY AND BURLINGTON CITY SCHOOL ADMINISTRATIVE UNITS TO RELEASE CERTAIN PUPILS TO ATTEND SCHOOL IN THE OTHER UNIT, with an unfavorable report.

H. B. 804, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY BETWEEN THE ALAMANCE COUNTY AND BURLINGTON CITY SCHOOL ADMINISTRATIVE UNITS, with a favorable report, as amended.

S. B. 215, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF BALD HEAD ISLAND, with a favorable report.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 421, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF GARNER CONCERNING ZONING REGULATIONS, with a favorable report, as amended.

H. B. 423, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOLLY SPRINGS CONCERNING ZONING REGULATIONS, with a favorable report.

H. B. 430, A BILL TO BE ENTITLED AN ACT TO PERMIT VEHICLES OPERATED BY MACON COUNTY EMERGENCY MEDICAL SERVICE PERSONNEL TO HAVE RED LIGHTS, with a favorable report.

H. B. 449, A BILL TO BE ENTITLED AN ACT RELATING TO ZONING BY WAKE COUNTY, with a favorable report.

H. B. 489, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF MEMBERS OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION FROM EIGHT TO NINE MEMBERS, AND REMOVE THE LIMITATION ON REELECTION OR REAPPOINTMENT OF SCHOOL BOARD MEMBERS, with a favorable report.

H. B. 547, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO APPROPRIATE NON-AD VALOREM TAX FUNDS TO PROMOTE AND FURTHER THE CAROLINAS CARROUSEL, with a favorable report.

S. B. 161, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN PLURALITY ELECTION, AND TO PROVIDE FOR ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT, with a favorable report.

By Representative Nesbitt for the Committee on Insurance:

H. B. 611, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND, with a favorable report, as amended.

By Representative Bumgardner for the Committee on Public Utilities:

H. B. 610, A BILL TO BE ENTITLED AN ACT TO PERMIT THE UTILITIES COMMISSION TO EMPLOY LEGAL COUNSEL AND RECOVER THE COSTS FOR THAT COUNSEL WHEN APPEARING BEFORE FEDERAL COURTS AND AGENCIES IN MATTERS RELATING TO THE WHOLESALE RATES FOR NATURAL GAS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 3. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Lilley:

H. B. 801, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO USE AVIATION GRANT FUNDS FOR ALL DIRECT AND INDIRECT COSTS OF ADMINISTERING AIRPORT GRANT PROJECTS, is referred to the Committee on Transportation.

By Representative Barnes:

H. B. 802, A BILL TO BE ENTITLED AN ACT TO CREATE THE PAY EQUITY COMMISSION, is referred to the Committee on Appropriations.

By Representative Murphy:

H. B. 803, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REMOVAL OF PITUITARY GLANDS FROM BODIES DURING AUTOPSY, is referred to the Committee on Health.

By Representatives Hudson, Blue, Dawkins, Fletcher, Hasty, and Wiser:

H. B. 805, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM BOILER AND PRESSURE VESSEL ACT TO RESTORE THE AUTHORITY OF THE COMMISSIONER OF LABOR TO REGULATE CERTAIN HYDROPNEUMATIC PRESSURE VESSELS AND TO MAKE OTHER AMENDMENTS TO THE ACT, is referred to the Committee on Judiciary No. 3.

By Representative Bowman:

H. B. 806, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LEGALLY VACCINATED AND PROPERLY RESTRAINED DOG THAT BITES A TRESPASSER MAY REMAIN ON THE OWNER'S PROPERTY DURING CONFINEMENT, is referred to the Committee on Judiciary No. 4.

By Representative Lancaster:

H. B. 807, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SMALL ESTATES PROCEDURE IF THERE IS A WILL, is referred to the Committee on Judiciary No. 3.

By Representative Hauser:

H. B. 808, A BILL TO BE ENTITLED AN ACT TO ENDORSE AND APPROPRIATE FUNDS FOR THE FORSYTH COUNTY AGRICULTURAL LAND PRESERVATION FUND, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 188, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE CIVIL SERVICE BOARD, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 189, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 926, 1947 SESSION LAWS AS AMENDED, RELATING TO THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, is read the first time and is referred to the Committee on Pensions and Retirement.

S. B. 229, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN RANDOLPH COUNTY, is read the first time and is referred to the Committee on Wildlife Resources.

S. B. 276, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 20 OF THE GENERAL STATUTES TO ALLOW A SIGN DESIGNATE A SINGLE HANDICAPPED PARKING SPACE, is read the first time and is referred to the Committee on Highway Safety.

S. B. 284, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR POSTING OF NOTICE OF PENDING APPLICATIONS FOR CAMA PERMITS, is read the first time and is referred to the Committee on Natural Resources.

S. B. 292, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 113-294 WITH RESPECT TO THE PENALTY FOR UNLAWFUL TAKING OF DEER, is read the first time and is referred to the Committee on Wildlife Resources.

S. B. 304, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PROCEDURES UNDER WHICH SHELLFISH LEASE APPLICATIONS ARE DETERMINED, is read the first time and is referred to the Committee on Marine Fisheries.

S. B. 370, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT COPIES OF PROTECTIVE ORDERS ISSUED IN DOMESTIC VIOLENCE CASES MAY BE RETAINED BY COUNTY POLICE DEPARTMENTS, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 389, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RETIREMENT ACTUARIAL NOTE REQUIREMENT, is read the first time and is referred to the Committee on Pensions and Retirement.

S. B. 336, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 49-14 TO ALLOW THE ESTABLISHMENT OF PATERNITY UNTIL AGE EIGHTEEN IN ACCORDANCE WITH NORTH CAROLINA CASE LAW AND AS REQUIRED BY FEDERAL LAW, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 358, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE CITY OF WILLIAMSTON, is read the first time and is referred to the Committee on Pensions and Retirement.

S. B. 378, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT DEFENDANTS CONVICTED OF DRUG TRAFFICKING OR CONSPIRING TO COMMIT DRUG TRAFFICKING MAY NOT AVOID THE FINES IMPOSED FOR THESE OFFENSES BY SERVING AN ADDITIONAL THIRTY DAYS IN PRISON, is read the first time and is referred to the Committee on Courts and Administration of Justice.

S. B. 395, A BILL TO BE ENTITLED AN ACT TO EXPAND THE OFFENSE OF ARMED ROBBERY TO INCLUDE ROBBERIES IN WHICH A SIMULATED WEAPON OR A REAL BUT INOPERABLE WEAPON IS USED, is read the first time and is referrred to the Committee on Courts and Administration of Justice.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 162, AN ACT TO AMEND THE WORKERS' COMPENSATION ACT WITH RESPECT TO COUNTY AGRICULTURAL EXTENSION SERVICE EMPOYEES.

H. B. 251, AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITAL BIDDING PROCEDURES.

CALENDAR

Action is taken on the following:

H. B. 564, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF HOPE MILLS TO LEASE WATER RIGHTS FOR HYDROELECTRIC POWER GENERATION FOR MORE THAN TEN YEARS.

On motion of Representative Beard, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 574, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT DISTRICT COURT MAY SIT IN HAVELOCK UNTIL JUNE 30, 1986, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 189, A BILL TO BE ENTITLED AN ACT FOR SPECIAL REGISTRATION PLATES FOR DISABLED VETERANS WHO ARE NOT ONE HUNDRED PERCENT DISABLED, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 110.

Voting in the negative: None.

Excused absences: Representatives Holt and Spoon — 2.

H. B. 308, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT PROPERTY HELD BY A BUSINESS AS PART OF ITS INVENTORY FROM PROPERTY TAX OR REDUCE THE AMOUNT OF PROPERTY TAX.

On motion of Representative Lancaster, the bill is withdrawn from the Calendar and re-referred to the Committee on Constitutional Amendments.

Committee Substitute for H. B. 52, A BILL TO BE ENTITLED AN ACT TO RECODIFY CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 12 TO CHAPTER 143B OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES.

On motion of Representative Watkins, consideration of the bill is postponed until May 2.

Committee Substitute for H. B. 368, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE MOVING TRAFFIC VIOLATION COMMONLY KNOWN AS "EXCEEDING A SAFE SPEED" IN THE SAFE DRIVER INSURANCE PLAN EXCEPTION, passes its second reading, by electronic vote (110-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SALE OF CLEAN DETERGENTS IN NORTH CAROLINA.

Representative Miller requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Hackney offers Amendment No. 1.

Representative Hackney calls the previous question on the amendment and the call is sustained.

Amendment No. 1 is adopted by electronic vote (90-24).

Representative Hackney calls the previous question on the passage of the bill and the call is sustained by electronic vote (75-39).

The bill, as amended, passes its second reading by electronic vote (63-51).

Representative Mothershead objects to the third reading. The bill remains on the Calendar.

Representative Hunt, Speaker Pro Tempore, presiding.

House Committee Substitute for S. B. 27, A BILL TO BE ENTITLED AN ACT RELATING TO INSTALLMENT LOANS, LOANS SECURED BY SECONDARY MORTGAGES, AND LOANS BY LICENSEES UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT.

Representative Pulley offers Amendment No. 1 which is adopted by electronic vote (97-0).

The bill, as amended, passes its second reading, by electronic vote (101-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

H. B. 346, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN NAMES ARE AFFIXED TO DISCHARGES AND RELEASES OF DEEDS OF TRUST OR OTHER INSTRUMENTS THE NAMES BE PRINTED OR TYPED SO AS TO BE LEGIBLE, passes its second reading, by electronic vote (91-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 649, A BILL TO BE ENTITLED AN ACT MAKING IT A GENERAL MISDEMEANOR TO SELL OR GIVE TO A MINOR A SHURIKIN, COMMONLY KNOWN AS A STAR, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lutz, H. B. 213, A BILL TO BE ENTITLED AN ACT TO EMPOWER CHOWAN HOSPITAL TO USE ATTACHMENT AND GARNISHMENT PROCEDURES FOR COLLECTING UNPAID BILLS, is withdrawn from the Committee on Local Government No. 2 and re-referred to the Committee on Judiciary No. 3.

H. B. 674, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY THE ESCHEATS AND ABANDONED PROPERTY STATUTES.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 85, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO THE FEDERAL RULES WITH REGARD TO ABUSIVE DISCOVERY PRACTICES, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 754, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-7.2(b) RELATING TO COMPLIANCE WITH 90-DAY FAILURES.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 356, A BILL TO BE ENTITLED AN ACT TO REQUIRE A JUDICIAL OFFICIAL TO STATE THE REASON(S) FOR REQUIRING A SECURED BAIL BOND AS A CONDITION OF PRETRIAL RELEASE, passes its second reading, by electronic vote (72-16), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 413, A BILL TO BE ENTITLED AN ACT TO CHANGE THE BURDEN OF PROOF IN CIVIL ACTIONS TO ESTABLISH PATERNITY, passes its second reading by electronic vote (97-8).

Representative Lancaster objects to the third reading. The bill remains on the Calendar.

H. B. 703, A BILL TO BE ENTITLED AN ACT TO AMEND THE FUNERAL AND TRUST FUNDS LAWS.

On motion of Representative Bumgardner, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (93-0).

Representative Pulley objects to the third reading. The bill remains on the Calendar.

H. B. 475, A BILL TO BE ENTITLED AN ACT TO INCLUDE OPTOMETRISTS, VETERINARIANS, AND NURSES IN THE EXEMPTION FROM THE CONFLICT OF INTEREST PROVISIONS GOVERNING MEMBERSHIP ON CERTAIN LOCAL BOARDS, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 261, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF LIQUOR A PERSON MAY PURCHASE AND POSSESS.

Representative Lancaster offers Amendment No. 1 which is adopted by electronic vote (83-13).

The bill fails to pass its second reading by electronic vote (37-61).

On motion of Representative Lilley, seconded by Representative Owens, the House adjourns to reconvene May 2 at 1:30 p.m.

SIXTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, May 2, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Jeffrey Hoare, Christ Episcopal Church, Raleigh, North Carolina.

Representative Lilley, for the Commitee on Rules and Operation of the House, reports the Journal of May 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Duncan, Holt, Mavretic, Spoon, and Tyson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 358, A BILL TO BE ENTITLED AN ACT TO DEFINE "NET VALUE" FOR EQUITABLE DISTRIBUTION, with an indefinite postponement report.

H. B. 363, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SIMPLIFIED PROCEDURE FOR APPOINTMENT OF A PARENT OF A MENTALLY INCOMPETENT PERSON AS HIS GUARDIAN, with an indefinite postponement report.

By Representative Quinn for the Committee on Finance:

H. B. 206, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FEE RATE FOR ADMINISTRATION OF ESTATES AND TO SET A MAXIMUM CUMULATIVE FEE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

H. B. 590, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN EXEMPTIONS FROM LICENSING, TO AUTHORIZE THE REAL ESTATE COMMISSION TO INCREASE CERTAIN FEES, AND TO INTRODUCE A STAGGERED RENEWAL SYSTEM FOR LICENSEES, with a favorable report.

H. B. 609, A BILL TO BE ENTITLED AN ACT TO REVISE FEES AND CHARGES RECEIVED BY THE UTILITIES COMMISSION, with a favorable report.

H. B. 614, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES CHARGED BY THE BOARD OF MEDICAL EXAMINERS, with a favorable report.

H. B. 742, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SECRETARY OF REVENUE TO DELEGATE THE AUTHORITY TO HOLD HEARINGS REQUIRED OR ALLOWED UNDER CHAPTER 105, TAXATION, with a favorable report.

S. B. 212, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FEES TO BE COLLECTED BY THE NORTH CAROLINA BOARD OF PHYSICAL THERAPY EXAMINERS, with a favorable report.

By Representative Beall for the Committee on Election Laws:

H. B. 498, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN CRIMINAL ACTIONS CONCERNING CONTRIBUTIONS IN THE NAME OF ANOTHER OR ANONYMOUS CONTRIBUTIONS TO STATEWIDE OR JUDICIAL OFFICE, VENUE SHALL BE IN WAKE COUNTY, with a favorable report.

S. B. 127, A BILL TO BE ENTITLED AN ACT TO ELIMINATE UNNEEDED CAMPAIGN FINANCE REPORTS, with a favorable report, as amended.

By Representative Clark for the Committee on Alcoholic Beverage Control:

H. B. 668, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CLINTON BOARD OF ALCOHOLIC CONTROL TO CONTRACT WITH THE CITY OF CLINTON FOR ALCOHOLIC BEVERAGE CONTROL LAW ENFORCEMENT SERVICES AND TO EXTEND THE ENFORCEMENT AREA TO SIX MILES AROUND THE CITY OF CLINTON, with a favorable report.

H. B. 752, A BILL TO BE ENTITLED AN ACT AUTHORIZING TOUR BOATS TO HOLD ABC PERMITS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

By Representative Barnes for the Committee on Corrections:

H. B. 636, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE COMMUNITY SERVICE PAROLE PROGRAM, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative Barnes, the substitute bill is re-referred to the Committee on Finance. The orignial bill is placed on the Unfavorable Calendar.

By Representative Barbee for the Committee on Transportation:

H. B. 704, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DRIVERS OF ANTIQUE CARS NOT TO DISPLAY THE CURRENT REGISTRATION PLATE UNDER CERTAIN CIRCUMSTANCES, with a favorable report.

S. B. 139, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO PARTICIPATE IN THE NONBETTERMENT COSTS OF ADJUSTMENT OR RELOCATION OF MUNICIPALLY OWNED UTILITIES IN EXISTING STATE HIGHWAY SYSTEM RIGHTS-OF-WAY ON STATE HIGHWAY SYSTEM IMPROVEMENTS LET TO CONTRACT, with a favorable report, as amended.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 708, A BILL TO BE ENTITLED AN ACT TO MAKE CLEAR WHEN SENTENCING A PERSON CONVICTED OF IMPAIRED DRIVING THAT A RECENT PRIOR CONVICTION OF AN OFFENSE INVOLVING IMPAIRED DRIVING IS AN AGGRAVATING FACTOR IF IT DOES NOT QUALIFY AS A GROSSLY AGGRAVATING FACTOR, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 6. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Sizemore, Boyd, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Cochrane, Cole, Colton, Craven, Cromer, Decker, Duncan, Esposito, M. Hall, Hege, Holmes, Hudson, Hurst, Justus, Keesee-Forrester, Lancaster, Privette, Robinson, Spoon, Walker, R. Warren, Windley, and Wood:

H. B. 809, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENTS FOR RAPES, SEXUAL OFFENSES, ASSAULTS, AND ROBBERIES COMMITTED AGAINST THE ELDERLY AND TO INCREASE THE PUNISHMENTS FOR CERTAIN ASSAULTS ON THE HANDICAPPED, is referred to the Committee on Aging.

By Representatives Blue, Hightower, Hudson, and Stamey:

H. B. 810, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION BY MAKING THE SAME PROVISIONS FOR FILLING VACANCIES IN THE COUNCIL OF STATE AS IS PROVIDED FOR VACANCIES IN THE GENERAL ASSEMBLY, AND BY AMENDING THE GENERAL STATUTES TO IMPLEMENT THAT AMENDMENT BY PROVIDING THAT SUCH VACANCIES SHALL BE FILLED WITH THE PERSON RECOMMENDED BY THE STATE EXECUTIVE COMMITTEE OF THE PARTY THAT NOMINATED THE COUNCIL OF STATE MEMBER, is referred to the Committee on Constitutional Amendments.

By Representative Brinkley:

H. B. 811, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HOTEL FREEMAN (PEARL) HISTORICAL SITE IN WINDSOR, is referred to the Committee on Cultural Resources.

By Representative Wright:

H. B. 812, A BILL TO BE ENTITLED AN ACT TO EXEMPT PARTNERSHIPS THAT RENDER PROFESSIONAL SERVICES FROM THE REQUIREMENT THAT THEY FILE A CERTIFICATE OF ASSUMED NAME, is referred to the Committee on Judiciary No. 2.

By Representatives A. Hall, Payne, and Wiser:

H. B. 813, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL SCHOOL BUS DRIVERS TO BE AT LEAST EIGHTEEN YEARS OLD, is referred to the Committee on Highway Safety.

By Representatives Lancaster, Evans, and Hunter:

H. B. 814, A BILL TO BE ENTITLED AN ACT TO ESTABLISH FAIR TREATMENT FOR CRIME VICTIMS AND WITNESSES, is referred to the Committee on Judiciary No. 3.

By Representative Beall:

H. B. 815, A BILL TO BE ENTITLED AN ACT TO EXCUDE LAND, INTERESTS IN LAND, AND LIVESTOCK FROM PROPERTY TAXES LEVIED BY RURAL FIRE PROTECTION DISTRICTS, is referred to the Committee on Finance.

By Representatives Hunter, Colton, Evans, and Lancaster:

H. B. 816, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA ARTS COUNCIL TO IMPROVE STATE PROGRAMS IN THE ARTS, is referred to the Committee on Cultural Resources.

By Representatives Colton, N. J. Crawford, Greenwood, Nesbitt, and Wiser:

H. B. 817, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TRAINING PUBLIC HEALTH NURSE SUPERVISORS, STAFF, AND COMMUNITY HEALTH AIDES, is referred to the Committee on Appropriations.

By Representatives Lilley, Barker, Church, J. W. Crawford, Michaux, Quinn, and Sparrow:

H. B. 818, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTERS 24 AND 25A CONCERNING LATE FEES, is referred to the Committee on Banks and Thrift Institutions.

By Representatives Justus, Allran, Brown, Brubaker, Buchanan, Cole, N. J. Crawford, Creecy, Cromer, M. Hall, Hege, Hurst, Keesee-Forrester, Ligon, Owens, Rhodes, Sizemore, and Walker:

H. B. 819, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RECOUNTS IN PRIMARIES AND ELECTIONS WHERE THE MARGIN IS ONE PERCENT OR LESS, is referred to the Committee on Election Laws.

By Representatives Justus, Allran, Brown, Brubaker, Buchanan, Cole, N. J. Crawford, Creecy, Cromer, A. Hall, M. Hall, Hege, Holmes, Huffman, Hurst, Keesee-Forrester, Ligon, Owens, Rhodes, Sizemore, and Walker:

H. B. 820, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PROMPT RETURN OF BALLOT BOXES, is referred to the Committee on Election Laws.

By Representative Jones:

H. B. 821, A BILL TO BE ENTITLED AN ACT TO BAN THE ADDITION OF SULFITING AGENTS TO CERTAIN FOODS, is referred to the Committee on Agriculture.

By Representatives Anderson and Lilley:

H. B. 822, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A CHILD DEVELOPMENTAL CENTER AT THE NEUSE CENTER FOR MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE SERVICES, is referred to the Committee on Appropriations.

By Representative Pool:

H. B. 823, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PUBLIC HOSPITALS NEED NOT POST BOND ON APPEAL, is referred to the Committee on State Government.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 234, A BILL TO BE ENTITLED AN ACT TO PROVIDE A MEANS TO DETERMINE THE JURISDICTION OF THE COMMISSIONER OF INSURANCE

OVER PROVIDERS OF HEALTH CARE BENEFITS, is read the first time and is referred to the Committee on Insurance.

S. B. 235, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARTICIPATION BY INSURERS IN THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS INSURANCE REGULATORY INFORMATION SYSTEM, is read the first time and is referred to the Committee on Insurance.

S. B. 369, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TAKING BEAR WITH BAIT, is read the first time and is referred to the Committee on Wildlife Resources.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 334, AN ACT TO PERMIT MUNICIPAL LAND PLANNING ORDINANCES TO PERMIT MONEY INSTEAD OF LAND DEDICATION FOR RECREATIONAL PURPOSES.

H. B. 465, AN ACT TO ESTABLISH THE EXTRATERRITORIAL PLANNING JURISDICTION FOR THE TOWN OF BLOWING ROCK.

CALENDAR

Action is taken on the following:

H. B. 617, A BILL TO BE ENTITLED AN ACT TO ANNEX AN AREA TO THE TOWN OF HERTFORD, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holroyd, Hudson, Huffman, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Noles, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 98.

Voting in the negative: None.

Excused absences: Representatives Duncan, Holt, Mavretic, Spoon, and Tyson — 5.

S. B. 215, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF BALD HEAD ISLAND, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker,

DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holroyd, Hudson, Huffman, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Noles, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 98.

Voting in the negative: None.

Excused absences: Representatives Duncan, Holt, Mavretic, Spoon, and Tyson — 5.

H. B. 547, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO APPROPRIATE NON-AD VALOREM TAX FUNDS TO PROMOTE AND FURTHER THE CAROLINAS CARROUSEL, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holroyd, Hudson, Huffman, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Noles, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 98.

Voting in the negative: None.

Excused absences: Representatives Duncan, Holt, Mavretic, Spoon, and Tyson — 5.

H. B. 460, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF DURHAM TO BUILD STREETS OUTSIDE THE CITY.

On motion of Representative McAlister, the bill is re-referred to the Committee on Transportation.

H. B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FLEXIBLE PROCEDURES FOR THE DISPOSITION OF REDEVELOPMENT PROPERTY BY THE CITY OF GOLDSBORO, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 529, A BILL TO BE ENTITLED AN ACT TO ADD ROBESON COUNTY TO THE LIST OF COUNTIES IN WHICH IT IS A CRIME TO OBTAIN AMBULANCE SERVICES WITHOUT INTENDING TO PAY FOR THE SERVICES OR TO MAKE AN UNNEEDED AMBULANCE REQUEST, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 616, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CURRITUCK COUNTY TO PLACE OR REQUIRE DEVELOPERS TO PLACE STOP SIGNS AS NEEDED ON STREETS NOT ACCEPTED INTO THE STATE STREET SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 804, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY BETWEEN THE ALAMANCE COUNTY AND BURLINGTON CITY SCHOOL ADMINISTRATIVE UNITS.

On motion of Representative McDowell, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 421, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF GARNER CONCERNING ZONING REGULATIONS.

On motion of Representative Sparrow, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 423, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOLLY SPRINGS CONCERNING ZONING REGULATIONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 430, A BILL TO BE ENTITLED AN ACT TO PERMIT VEHICLES OPERATED BY MACON COUNTY EMERGENCY MEDICAL SERVICE PERSONNEL TO HAVE RED LIGHTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 449, A BILL TO BE ENTITLED AN ACT RELATING TO ZONING BY WAKE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 489, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF MEMBERS OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION FROM EIGHT TO NINE MEMBERS, AND REMOVE THE LIMITATION ON REELECTION OR REAPPOINTMENT OF SCHOOL BOARD MEMBERS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 161, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF

ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN PLURALITY ELECTION, AND TO PROVIDE FOR ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT.

Representative Noles offers Amendment No. 1.

On motion of Representative Bumgardner, seconded by Representative Windley, Amendment No. 1 is tabled by electronic vote (86-9).

The bill passes its second reading.

Representative Noles objects to the third reading.

Representative Bumgardner moves that the rules be suspended in order for the bill to be read a third time. The motion carries by electronic vote (90-12).

The bill passes its third reading and is ordered enrolled.

S. B. 150, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CERTIFIED PUBLIC ACCOUNTANT EXAMINATION FEE, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Dawkins, Decker, DeVane, Easterling, Enloe, Bob Etheridge, L. Etheridge, Fitch, Fletcher, Foster, Fussell, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Holmes, Holroyd, Hudson, Hunt, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Tyndall, E. Warren, R. Warren, Watkins, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 86.

Voting in the negative: Representatives Ballance, Cochrane, Cromer, Diamont, Edwards, Gardner, Gist, Hege, Hightower, Hughes, Jeralds, Michaux, Tallent, and Walker — 14.

Excused absences: Representatives Duncan, Holt, Mavretic, Spoon, and Tyson — 5.

Committee Substitute for H. B. 52, A BILL TO BE ENTITLED AN ACT TO RECODIFY CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 12 TO CHAPTER 143B OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES.

Representative Watkins offers Amendment No. 1 which is adopted by electronic vote (113-0).

Representative Rhyne moves that the bill be re-referred to the Committee on Judiciary No. 4.

On motion of Representative Pulley, seconded by Representative Watkins, the motion by Representative Rhyne is tabled by electronic vote (77-34).

Representative Lancaster calls the previous question on the passage of the bill and the call is sustained by electronic vote (74-36).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brinkley, Bumgardner, Chapin, Church, Clark, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holroyd, Hudson, Hunt, Hunter, James, Jeralds, Jones, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Richardson, Sparrow, Stamey, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard and Wright — 77.

Voting in the negative: Representatives Allran, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Cochrane, Cole, Craven, Cromer, Decker, Esposito, L. Etheridge, Gardner, M. Hall, Hege, Holmes, Hughes, Hurst, Justus, Keesee-Forrester, Ligon, Mothershead, Noles, Privette, Rhodes, Rhyne, Robinson, Sizemore, Tallent, Walker, R. Warren, Windley, and Wood — 35.

Excused absences: Representatives Duncan, Holt, Mavretic, Spoon, and Tyson — 5.

Committee Substitute for H. B. 648, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 6-21.1 TO RAISE THE JUDGMENT LIMIT TO TEN THOUSAND DOLLARS, passes its second reading, by the following vote, and remains on the calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Brawley, Brown, Buchanan, Chapin, Church, Cochrane, Colton, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holroyd, Hudson, Huffman, Hunter, James, Jeralds, Jones, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Owens, Pool, Pulley, Redwine, Rhyne, Richardson, Sparrow, Tyndall, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 76.

Voting in the negative: Representatives Boyd, Brubaker, Chalk, Cole, Decker, Holmes, Hughes, Hurst, Justus, Ligon, Noles, Privette, Rhodes, Sizemore, Tallent, Walker, and Wood — 17.

Excused absences: Representatives Duncan, Holt, Mavretic, Spoon, and Tyson — 5.

Committee Substitute for H. B. 195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SALE OF CLEAN DETERGENTS IN NORTH CAROLINA.

Representative Hackney offers Amendment No. 2 which is adopted by electronic vote (100-2).

On motion of Representative Hackney, consideration of the bill is postponed until May 7.

H. B. 413, A BILL TO BE ENTITLED AN ACT TO CHANGE THE BURDEN OF PROOF IN CIVIL ACTIONS TO ESTABLISH PATERNITY.

Representative Lancaster offers Amendment No. 1 which is adopted by electronic vote (97-1).

The bill, as amended, passes its third reading, by electronic vote (92-4), and is ordered engrossed and sent to the Senate.

H. B. 703, A BILL TO BE ENTITLED AN ACT TO AMEND THE FUNERAL AND TRUST FUNDS LAWS.

The bill, as amended, passes its third reading, by electronic vote (92-1), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 176, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE ABC STATUTES.

Representative Clark offers Amendment No. 1 which is adopted.

Representative Privette offers Amendment No. 2.

Representative Quinn moves that the bill and pending amendment be re-referred to the Committee on Judiciary No. 3. The motion fails by electronic vote (39-59).

Amendment No. 2 offered by Representative Privette is adopted. This amendment changes the title.

Representative Hackney offers Amendment No. 3.

Representative Hackney calls the previous question on Amendment No. 3 and the call is sustained by electronic vote (86-9).

Amendment No. 3 is adopted by electronic vote (71-23).

Representative Fitch offers Amendment No. 4.

On motion of Representative Clark, the bill and pending Amendment No. 4 are re-referred to the Committee on Alcoholic Beverage Control by electronic vote (83-10).

H. B. 577, A BILL TO BE ENTITLED AN ACT TO PERMIT PERSONS LESS THAN 16 TO TAKE NONCREDIT COURSES IN THE COMMUNITY COLLEGE SYSTEM, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 611, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND.

On motion of Representative Miller, consideration of the bill is postponed until May 7.

On motion of Representative Lilley, seconded by Representative E. Warren, the House adjourns to reconvene May 3 at 11:00 a.m.

SIXTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, May 3, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brawley, Brubaker, Chalk, Esposito, Holt, Hughes, Hunter, Ligon, Mavretic, Redwine, Richardson, Spoon, Tallent, Wood, and Wright for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Beall for the Committee on Election Laws:

H. B. 491, A BILL TO BE ENTITLED AN ACT TO CLARIFY REASONABLE SUPPORT FROM A PARENT ENTITY TO A POLITICAL ACTION COMMITTEE, with a favorable report, as amended.

By Representative B. Woodard, for the Committee on Human Resources:

H. B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO SECURE MEDICAL, SURGICAL, PSYCHIATRIC, PSYCHOLOGICAL AND OTHER CARE OR TREATMENT FOR A JUVENILE IN THE CUSTODY OR PHYSICAL CUSTODY OF A COUNTY DEPARTMENT OF SOCIAL SERVICES, with a favorable report, as amended.

H. B. 638, A BILL TO BE ENTITLED AN ACT TO REQUIRE PROMPT INVESTIGATION OF A REPORT OF JUVENILE ABUSE OR NEGLECT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 7. The original bill is placed on the Unfavorable Calendar.

H. B. 663, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143B-153 TO PROVIDE FOR ADOPTION OF RULES BY THE SOCIAL SERVICES COMMISSION ESTABLISHING STANDARDS FOR THE INSPECTION AND LICENSING OF DOMICILIARY HOMES, with a favorable report.

S. B. 203, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL HEALTH DIRECTORS TO ENTER CONTRACTS, with a favorable report.

H. J. R. 428, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF PHILIP O. BERRY, A FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 756, A BILL TO BE ENTITLED AN ACT TO MAKE IT CLEAR THAT A SECOND NOTICE TO CREDITORS NEED NOT BE PUBLISHED IF A PRIOR NOTICE HAS BEEN PUBLISHED BY A COLLECTOR OR PERSONAL REPRESENTATIVE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

On motion of Representative Miller, the rules are suspended and the bill is placed on the Calendar for May 7.

H. B. 757, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ACCRUAL OF INTEREST ON DAMAGES AWARDED UNDER THE STATE TORT

CLAIMS ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives DeVane, Fitch, Gist, Hasty, James, B. Woodard, and C. Woodard:

H. B. 824, A BILL TO BE ENTITLED AN ACT TO PROVIDE STATE FUNDING FOR MEDICALLY NECESSARY TRANSPORTATION FOR MEDICAID RECIPIENTS, is referred to the Committee on Appropriations.

By Representatives DeVane, Fitch, Gist, Hasty, B. Woodard, and C. Woodard:

H. B. 825, A BILL TO BE ENTITLED AN ACT TO PERMIT DRUG STORE LOGOS ON INFORMATIONAL SIGNS ON HIGHWAYS, is referred to the Committee on Highway Safety.

By Representatives Rhodes, Beall, Brinkley, Brubaker, Buchanan, Dawkins, Fitch, Gist, Holmes, Hudson, Hurst, Justus, Ligon, Lilley, Murphy, Quinn, and Tallent:

H. B. 826, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY PROGRAMS FOR THE DEVELOPMENTALLY DISABLED, is referred to the Committee on Appropriations.

By Representatives McLaughlin, Barnhill, Easterling, Foster, Mothershead, and Richardson:

H. B. 827, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DAVIDSON COLLEGE PUBLIC RADIO STATION, is referred to the Committee on Appropriations.

By Representatives Wiser, Bowman, Fletcher, and Stamey:

H. B. 828, A BILL TO BE ENTITLED AN ACT TO INCREASE PROTECTION FOR VISUALLY IMPAIRED PEDESTRIANS, is referred to the Committee on Commissions and Schools for the Blind and Deaf.

By Representatives Wicker and Michaux (Co-sponsors):

H. B. 829, A BILL TO BE ENTITLED AN ACT TO DETER ORGANIZED CRIMINAL ACTIVITY AND CONVERT THE VARIOUS PROPERTIES AND PROPERTY RIGHTS EMPLOYED THEREIN TO PUBLIC PURPOSES BY IMPOSING CIVIL SANCTIONS ON RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS, is referred to the Committee on Courts and Administration of Justice.

By Representatives E. Warren, Brinkley, and Jones:

H. B. 830, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A FARMERS MARKET IN PITT COUNTY, is referred to the Committee on Appropriations.

By Representatives E. Warren and Jones:

H. B. 831, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE TOWN OF HOOKERTON'S RESCUE SQUAD, is referred to the Committee on Appropriations.

By Representatives Chapin, Brinkley, Fitch, Gist, Hunter, Lineberry, McAlister, Nesbitt, Pool, Tyndall, E. Warren, and Wright:

H. B. 832, A BILL TO BE ENTITLED AN ACT TO INCREASE REIMBURSEMENT LEVELS TO COUNTIES FOR HOUSING STATE PRISONERS IN COUNTY JAILS, is referred to the Committee on Appropriations.

By Representative Beall:

H. B. 833, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EFFECT OF POSSIBLE REVERSAL BY THE UNITED STATES SUPREME COURT OF OPINIONS OF THE DISTRICT COURT CONCERNING REDISTRICTING, is referred to the Committee on Election Laws.

By Representative Beall:

H. B. 834, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL TECHNICAL AMENDMENTS TO THE ELECTION LAWS, is referred to the Committee on Election Laws.

By Representatives Craven and Cochrane:

H. B. 835, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE IS RESPONSIBLE FOR COMMUNITY COLLEGE FACILITY MAINTENANCE AND UPKEEP, is referred to the Committee on Higher Education.

By Representatives Hudson and Hasty:

H. B. 836, A BILL TO BE ENTITLED AN ACT TO REGULATE PUBLIC HEALTH PHARMACY PRACTICE, is referred to the Committee on Health.

By Representative Barker:

H. B. 837, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER TECHNICAL CHANGES IN THE ELECTION LAWS, is referred to the Committee on Election Laws.

By Representatives Blue, Fitch, and Gist:

H. B. 838, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS, is referred to the Committee on Election Laws.

By Representatives Blue, DeVane, Fitch, Gist, and Hunter:

H. B. 839, A BILL TO BE ENTITLED AN ACT TO GIVE SALARY CREDIT TO BEGINNING MAGISTRATES WITH LAW ENFORCEMENT OR JUDICIAL DEPARTMENT EXPERIENCE, is referred to the Committee on Appropriations.

By Representatives Lancaster, Fitch, and Gist:

H. B. 840, A BILL TO BE ENTITLED AN ACT TO ALLOW ASSIGNMENT OR TRANSFER TO LOCAL CONFINEMENT FACILITIES OF PRISONERS SERVING TERMS LESS THAN THIRTY DAYS, is referred to the Committee on Corrections.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 247, A BILL TO BE ENTITLED AN ACT TO ALLOW ROWAN COUNTY TO ESTABLISH VOTING PRECINCTS WITHOUT REGARD TO TOWNSHIP BOUNDARIES, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 254, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WAKE FOREST TO DISPOSE OF REAL PROPERTY AT PRIVATE SALE FOR THE PURPOSE OF ECONOMIC DEVELOPMENT, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 255, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WAKE FOREST TO EXERCISE EXTRATERRITORIAL PLANNING POWERS UP TO TWO MILES FROM THE CORPORATE LIMITS WITH THE APPROVAL OF THE COUNTY BOARD OF COMMISSIONERS, is read the first time and is referred to the Committee on Local Government No. 1.

Committee Substitute for S. B. 262, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 118-7 AS THAT STATUTE APPLIES TO THE CITY OF ASHEBORO TO ESTABLISH SUPPLEMENTAL RETIREMENT BENEFITS FOR ASHEBORO'S FIREMEN, is read the first time and is referred to the Committee on Pensions and Retirement.

S. B. 263, A BILL TO BE ENTITLED AN ACT CREATING A BIRD SANCTUARY AT LAKE TABOR IN COLUMBUS COUNTY, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 274, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 11, G. S. 130A, ENTITLED "SANITARY SEWAGE SYSTEMS", is read the first time and is referred to the Committee on Health.

S. B. 277, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF KILL DEVIL HILLS TO REGULATE BUILDING CONSTRUCTION TO PREVENT FIRE HAZARDS, is read the first time and is referred to the Committee on Local Government No. 2.

Committee Substitute for S. B. 296, A BILL TO BE ENTITLED AN ACT TO EXTINGUISH ANCIENT MINERAL CLAIMS AND TO REQUIRE THE RECORDATION AND LISTING OF THESE CLAIMS FOR TAXATION, is read the first time and is referred to the Committee on Natural and Economic Resources.

S. B. 379, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND OR DEAF OR PARTIALLY DEAF, is read the first time and is referred to the Committee on Insurance.

S. B. 385, A BILL TO BE ENTITLED AN ACT TO INSURE THE COMPETITIVE SELECTION OF PAYROLL DEDUCTION INSURANCE PRODUCTS PAID FOR BY STATE EMPLOYEES, is read the first time and is referred to the Committee on Insurance.

S. B. 388, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE WESTERN CORRECTION CENTER FOR WOMEN AT BLACK MOUNTAIN, is read the first time and is referred to the Committee on Corrections.

H. B. 225, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL

CORRECTION IN G. S. 32A-1, is returned for concurrence in Senate amendment and is placed on the Calendar for May 6.

H. B. 277, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REQUIREMENTS FOR PESTICIDE APPLICATOR LICENSES FOR PILOTS, is returned for concurrence in Senate amendment and is placed on the Calendar for May 6.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 114, AN ACT FOR THE COUNTY OF ONSLOW AND ITS MUNICIPALITIES AND THE COUNTY OF NASH CONCERNING ZONING.

S. B. 150, AN ACT TO INCREASE THE CERTIFIED PUBLIC ACCOUNTANT EXAMINATION FEE.

H. B. 304, AN ACT TO ALLOW THE GOVERNING BODY OF ANY COUNTY OR MUNICIPALITY TO DELEGATE THE AUTHORITY TO MAKE CERTAIN REFUNDS AND RELEASES OF PROPERTY TAXES.

H. B. 326, AN ACT TO ANNEX CERTAIN TOWN OWNED PROPERTY TO THE TOWN OF AYDEN.

H. B. 342, AN ACT TO PERMIT THE CITY OF JACKSONVILLE TO INCREASE ITS PARKING PENALTIES TO FIVE DOLLARS.

H. B. 390, AN ACT TO CLARIFY THE INSIGNIA TO BE PLACED ON MILITARY RESERVE LICENSE PLATES.

CALENDAR

Action is taken on the following:

H. B. 617, A BILL TO BE ENTITLED AN ACT TO ANNEX AN AREA TO THE TOWN OF HERTFORD, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brown, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hunt, Hurst, Jeralds, Jones, Justus, Kennedy, Lancaster, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Micaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Rhodes, Rhyne, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, B. Woodard, and C. Woodard — 88.

Voting in the negative: None.

Excused absences: Representatives Brawley, Brubaker, Chalk, Esposito, Evans, Holt, Hughes, Hunter, Ligon, Mavretic, Redwine, Richardson, Spoon, Tallent, Wood, and Wright — 16.

S. B. 215, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF BALD HEAD ISLAND, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brown, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hunt, Hurst, Jeralds, Jones, Justus, Kennedy, Lancaster, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Rhodes, Rhyne, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, B. Woodard, and C. Woodard — 88.

Voting in the negative: None.

Excused absences: Representatives Brawley, Brubaker, Chalk, Esposito, Evans, Holt, Hughes, Hunter, Ligon, Mavretic, Redwine, Richardson, Spoon, Tallent, Wood, and Wright — 16.

H. B. 547, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO APPROPRIATE NON-AD VALOREM TAX FUNDS TO PROMOTE AND FURTHER THE CAROLINAS CARROUSEL, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brown, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hunt, Hurst, Jeralds, Jones, Justus, Kennedy, Lancaster, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Rhodes, Rhyne, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, B. Woodard, and C. Woodard — 88.

Voting in the negative: None.

Excused absences: Representatives Brawley, Brubaker, Chalk, Esposito, Evans, Holt, Hughes, Hunter, Ligon, Mavretic, Redwine, Richardson, Spoon, Tallent, Wood, and Wright — 16.

H. B. 668, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CLINTON BOARD OF ALCOHOLIC CONTROL TO CONTRACT WITH THE CITY OF CLINTON FOR ALCOHOL BEVERAGE CONTROL LAW ENFORCEMENT SERVICES AND TO EXTEND THE ENFORCEMENT AREA TO SIX MILES AROUND THE CITY OF CLINTON, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 52, A BILL TO BE ENTITLED AN ACT TO

RECODIFY CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 12 TO CHAPTER 143B OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES.

Representative Watkins offers Amendment No. 2 which is adopted by electronic vote (98-0).

Representative R. Warren moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Appropriations.

On motion of Representative Watkins, seconded by Representative Quinn, the motion is tabled by electronic vote (72-28).

Representative Michaux offers Amendment No. 3.

Representative Michaux withdraws Amendment No. 3.

Representative Watkins calls the previous question on the passage of the bill and the call is sustained by electronic vote (70-29).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brinkley, Bumgardner, Chapin, Church, Colton, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holroyd, Hudson, Hunt, James, Jones, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Sparrow, Stamey, Tyndall, Tyson, E. Warren, Watkins, Wicker, Wiser, B. Woodard, and C. Woodard — 73.

Voting in the negative: Representatives Allran, Brown, Cochrane, Cole, Craven, Decker, Duncan, L. Etheridge, Gardner, M. Hall, Hege, Holmes, Huffman, Hurst, Justus, Keesee-Forrester, Mothershead, Noles, Privette, Rhodes, Rhyne, Robinson, Sizemore, Walker, R. Warren, and Windley — 26.

Excused absences: Representatives Brawley, Brubaker, Chalk, Esposito, Holt, Hughes, Hunter, Ligon, Mavretic, Redwine, Richardson, Spoon, Tallent, Wood, and Wright — 15.

Committee Substitute for H. B. 648, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 6-21.1 TO RAISE THE JUDGMENT LIMIT TO TEN THOUSAND DOLLARS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brinkley, Brown, Chapin, Church, Colton, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hightower, Holroyd, Hudson, Huffman, Hunt, Hurst, James, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Robinson, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, and C. Woodard — 81.

Voting in the negative: Representatives Cole, Cromer, Decker, M. Hall, Holmes, Justus, and Rhodes — 7.

Excused absences: Representatives Brawley, Brubaker, Bumgardner, Chalk, Esposito, Holt, Hughes, Hunter, Ligon, Mavretic, Redwine, Richardson, Spoon, Tallent, Wood, and Wright — 16.

H. B. 590, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN EXEMPTIONS FROM LICENSING, TO AUTHORIZE THE REAL ESTATE COMMISSION TO INCREASE CERTAIN FEES, AND TO INTRODUCE A STAGGERED RENEWAL SYSTEM FOR LICENSEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Bowman, Brannan, Brinkley, Brown, Chapin, Church, Cole, Colton, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Rhodes, Robinson, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, and C. Woodard — 81.

Voting in the negative: None.

Excused absences: Representatives Brawley, Brubaker, Bumgardner, Chalk, Esposito, Holt, Hughes, Hunter, Ligon, Mavretic, Redwine, Richardson, Spoon, Tallent, Wood, and Wright — 16.

H. B. 614, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES CHARGED BY THE BOARD OF MEDICAL EXAMINERS.

On motion of Representative B. Woodard, consideration of the bill is postponed until May 6.

H. B. 609, A BILL TO BE ENTITLED AN ACT TO REVISE FEES AND CHARGES RECEIVED BY THE UTILITIES COMMISSION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brinkley, Brown, Chapin, Church, Cochrane, Colton, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Easterling, Enloe, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Robinson, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, and C. Woodard — 82.

Voting in the negative: Representative Decker.

Excused absences: Representatives Brawley, Brubaker, Bumgardner, Chalk, Esposito, Holt, Hughes, Hunter, Ligon, Mavretic, Redwine, Richardson, Spoon, Tallent, Wood, and Wright — 16.

S. B. 212, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FEES TO BE COLLECTED BY THE NORTH CAROLINA BOARD OF PHYSICAL THERAPY EXAMINERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brinkley, Brown, Chapin, Church, Cochrane, Colton, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Robinson, Sizemore, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, and C. Woodard — 87.

Voting in the negative: None.

Excused absences: Representatives Brawley, Brubaker, Bumgardner, Chalk, Esposito, Holt, Hughes, Hunter, Ligon, Mavretic, Redwine, Richardson, Spoon, Tallent, Wood, and Wright — 16.

Committee Substitute for H. B. 476, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE MARINE RESOURCES CENTER ADMINISTRATIVE BOARD, TO REORGANIZE THE MARINE SCIENCE COUNCIL, AND TO ESTABLISH AN OFFICE OF MARINE AFFAIRS.

On motion of Representative Evans, consideration of the bill is postponed until May 7.

House Committee Substitute for S. B. 60, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO DISCIPLINE AND DISBARMENT OF ATTORNEYS AT LAW.

On motion of Representative Wicker, consideration of the bill is postponed until May 7.

Committee Substitute for H. B. 610, A BILL TO BE ENTITLED AN ACT TO PERMIT THE UTILITIES COMMISSION TO EMPLOY LEGAL COUNSEL AND RECOVER THE COSTS FOR THAT COUNSEL WHEN APPEARING BEFORE FEDERAL COURTS AND AGENCIES IN MATTERS RELATING TO THE WHOLESALE RATES FOR NATURAL GAS, passes its second reading, by electronic vote (87-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 742, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SECRETARY OF REVENUE TO DELEGATE THE AUTHORITY TO HOLD HEARINGS REQUIRED OR ALLOWED UNDER CHAPTER 105, TAXATION, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 498, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN CRIMINAL ACTIONS CONCERNING CONTRIBUTIONS IN THE NAME OF ANOTHER OR ANONYMOUS CONTRIBUTIONS TO STATEWIDE OR JUDICIAL OFFICE, VENUE SHALL BE IN WAKE COUNTY.

On motion of Representative McAlister, consideration of the bill is postponed until May 6.

S. B. 127, A BILL TO BE ENTITLED AN ACT TO ELIMINATE UNNEEDED CAMPAIGN FINANCE REPORTS.

On motion of Representative Beall, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (77-8).

Representative Diamont objects to the third reading. The bill remains on the Calendar.

H. B. 704, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DRIVERS OF ANTIQUE CARS NOT TO DISPLAY THE CURRENT REGISTRATION PLATE UNDER CERTAIN CIRCUMSTANCES.

On motion of Representative Bumgardner, consideration of the bill is postponed until May 6.

S. B. 139, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO PARTICIPATE IN THE NONBETTERMENT COSTS OF ADJUSTMENT OR RELOCATION OF MUNICIPALLY OWNED UTILITIES IN EXISTING STATE HIGHWAY SYSTEM RIGHTS-OF-WAY ON STATE HIGHWAY SYSTEM IMPROVEMENTS LET TO CONTRACT.

On motion of Representative Barbee, Committee Amendment No. 1 is adopted.

On motion of Representative Barbee, the bill, as amended, is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

On motion of Representative Lilley, seconded by Representative Easterling, the House adjourns to reconvene Monday, May 6 at 8:00 p.m.

SIXTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, May 6, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Cromer, and Edwards, for today.

Representative Hunt, Speaker Pro Tempore, presiding.

REPORT OF COMMITTEES

The following reports from standing committes are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 515, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 35 AND

CHAPTER 108A REGARDING THE APPOINTMENT OF DISINTERESTED PUBLIC AGENTS AND OTHERS AS GUARDIANS, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 121, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CHIROPRACTORS FROM COLLECTING FEES IN CONNECTION WITH FREE SERVICES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 8. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Wicker and Murphy:

H. B. 841, A BILL TO BE ENTITLED AN ACT TO PREVENT HARASSMENT OF JURORS OR FORMER JURORS, is referred to the Committee on Courts and Administration of Justice.

By Representative Wicker:

H. B. 842, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ADMINISTRATION OF THE PROPERTY TAX, is referred to the Committee on Finance.

By Representative Wicker:

H. B. 843, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO tlc., INC., OF LEE COUNTY, FOR HEALTH CARE FOR MENTALLY ILL CHILDREN, is referred to the Committee on Appropriations.

By Representative Wicker:

H. B. 844, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE RESTORATION OF THE TEMPLE THEATRE IN SANFORD, is referred to the Committee on Cultural Resources.

By Representative Nye:

H. B. 845, A BILL TO BE ENTITLED AN ACT PERMITTING THE BARBER BOARD MORE LATITUDE CONCERNING RECIPROCAL BARBER LICENSES, is referred to the Committee on State Government.

By Representative Nye:

H. B. 846, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE ISSUANCE OF A LICENSE FOR A RADIOACTIVE WASTE FACILITY UNTIL THE COMMISSION CREATED BY THE SOUTHEAST INTERSTATE LOW-LEVEL RADIOACTIVE WASTE MANAGEMENT COMPACT HAS SELECTED NORTH CAROLINA AS A HOST STATE FOR A FACILITY, is referred to the Committee on Water and Air Resources.

By Representative Nye:

H. J. R. 847, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ASHLEY MONROE MURPHY, A FORMER MEMBER OF THE GENERAL ASSEMBLY FROM PENDER COUNTY, is referred to the Committee on Rules and Operation of the House.

By Representative Miller:

H. B. 848, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF APPOINTMENT AND ORGANIZATION OF THE COMMISSION ON THE BICENTENNIAL OF THE UNITED STATES CONSTITUTION, is referred to the Committee on Judiciary No. 1.

By Representatives Bowman, McAlister, and Wiser:

H. B. 849, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FAILURE TO TAKE THE OATH OF OFFICE AS A MEMBER OF A LOCAL BOARD OF EDUCATION BY THE FIRST MONDAY IN DECEMBER DOES NOT CREATE A VACANCY, is referred to the Committee on Education.

By Representatives McAlister, Anderson, Beall, Greenwood, Hasty, Hunter, and E. Warren:

H. B. 850, A BILL TO BE ENTITLED AN ACT TO REQUIRE REAL PROPERTY TRANSFER DISCLOSURE STATEMENTS, is referred to the Committee on Finance.

By Representatives A. Hall, Barker, DeVane, Hasty, Jones, Locks, Murphy, Payne, Pool, Redwine, Tyndall, E. Warren, and Wright:

H. B. 851, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH THE SOUTHEASTERN REGIONAL COMMUNITY CENTER FOR THE HEARING IMPAIRED, is referred to the Committee on Appropriations.

By Representative Windley:

H. B. 852, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE V OF THE NORTH CAROLINA CONSTITUTION SO AS TO LIMIT THE SPENDING OF STATE GOVERNMENT, is referred to the Committee on Finance.

By Representatives Edwards, Barnhill, Blue, Fitch, Gist, Hauser, Jeralds, Locks, Michaux, and Richardson:

H. B. 853, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCALITIES TO LEVY AD VALOREM TAXES FOR HOUSING PROGRAMS, is referred to the Committee on Finance.

By Representatives Edwards and Jeralds:

H. B. 854, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE FAYETTEVILLE-CUMBERLAND COUNTY SENIOR CITIZEN SERVICE CENTER, is referred to the Committee on Appropriations.

By Representative B. Woodard:

H. B. 855, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR RECEIVING A LICENSE TO PRACTICE MEDICINE, is referred to the Committee on Health.

By Representative Rhodes:

H. B. 856, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE COMMUNITY COLLEGE SYSTEM, is referred to the Committee on Appropriations.

By Representative Miller:

H. B. 857, A BILL TO BE ENTITLED AN ACT TO CONFORM THE STATUTE GOVERNING USE OF DEADLY PHYSICAL FORCE IN MAKING ARRESTS TO A RECENT UNITED STATES SUPREME COURT DECISION, is referred to the Committee on Judiciary No. 1.

By Representative Miller:

H. B. 858, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE ATTORNEY GENERAL IN THE AUTHORITY TO INSPECT PUBLIC UTILITY RECORDS, is referred to the Committee on Judiciary No. 1.

By Representative Lineberry:

H. B. 859, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR THE EASTERN MUSIC FESTIVAL, is referred to the Committee on Cultural Resources.

By Representatives Hackney, Barnes, Beall, Blue, Brannan, Colton, N. J. Crawford, Fussell, Greenwood, Holroyd, Lineberry, Michaux, Miller, Nesbitt, Pulley, Sparrow, Stamey, Wicker, and Wiser:

H. B. 860, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CERTAIN WATER RESOURCES PROGRAMS, is referred to the Committee on Water and Air Resources.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 27, AN ACT RELATING TO INSTALLMENT LOANS, LOANS SECURED BY SECONDARY MORTGAGES, AND LOANS BY LICENSEES UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT.

S. B. 161, AN ACT TO CHANGE THE MANNER OF ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN PLURALITY ELECTION, AND TO PROVIDE FOR ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT.

S. B. 215, AN ACT TO INCORPORATE THE VILLAGE OF BALD HEAD ISLAND.

H. B. 273, AN ACT TO AMEND AN ACT TO PROVIDE A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE TOWN OF TARBORO AND TO MODIFY THE APPLICATION OF G. S. 118-5, 118-6, AND 118-7 TO THE TOWN OF TARBORO.

H. B. 370, AN ACT TO AUTHORIZE THE COMMISSION FOR HEALTH SERVICES TO EXEMPT CHILDREN ALREADY ENROLLED IN SCHOOL FROM NEW IMMUNIZATION REQUIREMENTS.

H. B 376, AN ACT TO PROVIDE A LOCAL SUPPLEMENTAL RETIREMENT BENEFIT FUND FOR FIRE FIGHTERS IN THE TOWN OF CARY AND TO MODIFY THE APPLICATION OF G. S. 118-5 AND G. S. 118-7.

H. B. 419, AN ACT TO ALLOW NOTICE OF A MINERAL INTEREST TO BE MADE ON BEHALF OF A CLAIMANT BY AN AGENT.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 46, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION AND THE GENERAL STATUTES TO CHANGE THE METHOD OF SELECTING THE MEMBERS OF THE STATE BOARD OF EDUCATION AND TO MAKE THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION APPOINTIVE, is read the first time and is referred to the Committee on Constitutional Amendments.

Committee Substitute for S. B. 147, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE VOLUNTARY REGISTRATION AND DEDICATION OF NATURAL AREAS, is read the first time and is referred to the Committee on Natural and Economic Resources.

Committee Substitute for S. B. 237, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO PUBLIC SCHOOL EMPLOYEES AND VOLUNTEERS, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 387, A BILL TO BE ENTITLED AN ACT TO EXEMPT FIRE AND EMERGENCY VEHICLES FROM LIGHT-TRAFFIC ROAD WEIGHT LIMITATIONS, is read the first time and is referred to the Committee on Transportation.

CALENDAR

Action is taken on the following:

H. B. 277, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REQUIREMENTS FOR PESTICIDE APPLICATOR LICENSES FOR PILOTS.

On motion of Representative James, the House concurs in the Senate amendment, by electronic vote (96-0), and the bill is ordered enrolled.

H. B. 225, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION IN G. S. 32A-1.

On motion of Representative Wright, the House concurs in the Senate amendment, by electronic vote (94-0), and the bill is ordered enrolled.

H. J. R. 428, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF PHILIP O. BERRY, A FORMER MEMBER OF THE GENERAL ASSEMBLY, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H. B. 590, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN EXEMPTIONS FROM LICENSING, TO AUTHORIZE THE REAL ESTATE COMMISSION TO INCREASE CERTAIN FEES, AND TO INTRODUCE A STAGGERED RENEWAL SYSTEM FOR LICENSEES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford,

N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, C. Woodard, and Wright — 100.

Voting in the negative: Representative Hughes.

Excused absences: Representatives Beard, Cromer, and Edwards — 3.

H. B. 609, A BILL TO BE ENTITLED AN ACT TO REVISE FEES AND CHARGES RECEIVED BY THE UTILITIES COMMISSION, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Redwine, Rhodes, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, C. Woodard, and Wright — 101.

Voting in the negative: None.

Excused absences: Representatives Beard, Cromer, and Edwards — 3.

S. B. 212, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FEES TO BE COLLECTED BY THE NORTH CAROLINA BOARD OF PHYSICAL THERAPY EXAMINERS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: None.

Excused absences: Representatives Beard, Cromer, and Edwards — 3.

Committee Substitute for H. B. 206, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FEE RATE FOR ADMINISTRATION OF ESTATES AND TO SET A MAXIMUM CUMULATIVE FEE.

On motion of Representative Hightower, the bill is withdrawn from tonight's Calendar and re-referred to the Committee on Courts and Administration of Justice.

H. B. 614, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES CHARGED BY THE BOARD OF MEDICAL EXAMINERS.

Representative Hightower offers Amendment No. 1 which is adopted by electronic vote (57-51).

The bill, as amended, passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: Representatives Noles and Rhyne — 2.

Excused absences: Representatives Beard, Cromer, and Edwards — 3.

S. B. 127, A BILL TO BE ENTITLED AN ACT TO ELIMINATE UNNEEDED CAMPAIGN FINANCE REPORTS.

The bill, as amended, passes its third reading, by electronic vote (94-12), and is ordered sent to the Senate for concurrence in House amendment.

H. B. 498, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN CRIMINAL ACTIONS CONCERNING CONTRIBUTIONS IN THE NAME OF ANOTHER OR ANONYMOUS CONTRIBUTIONS TO STATEWIDE OR JUDICIAL OFFICE, VENUE SHALL BE IN WAKE COUNTY, fails to pass its second reading by electronic vote (39-63).

Committee Substitute for H. B. 752, A BILL TO BE ENTITLED AN ACT AUTHORIZING TOUR BOATS TO HOLD ABC PERMITS, passes its second reading by electronic vote (91-16).

Representative R. Warren objects to the third reading. The bill remains on the Calendar.

H. B. 704, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DRIVERS OF ANTIQUE CARS NOT TO DISPLAY THE CURRENT REGISTRATION PLATE

UNDER CERTAIN CIRCUMSTANCES, passes its second reading by electronic vote (107-0).

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 708, A BILL TO BE ENTITLED AN ACT TO MAKE CLEAR WHEN SENTENCING A PERSON CONVICTED OF IMPAIRED DRIVING THAT A RECENT PRIOR CONVICTION OF AN OFFENSE INVOLVING IMPAIRED DRIVING IS AN AGGRAVATING FACTOR IF IT DOES NOT QUALIFY AS A GROSSLY AGGRAVATING FACTOR, passes its second reading, by electronic vote (97-4), and there being no objection is read a third time.

The bill passes its third reading and is ordred sent to the Senate.

H. B. 491, A BILL TO BE ENTITLED AN ACT TO CLARIFY REASONABLE SUPPORT FROM A PARENT ENTITY TO A POLITICAL ACTION COMMITTEE.

On motion of Representative McAlister, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (77-27).

Representative Mothershead objects to the third reading. The bill remains on the Calendar.

H. B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO SECURE MEDICAL, SURGICAL, PSYCHIATRIC, PSYCHOLOGICAL AND OTHER CARE OR TREATMENT FOR A JUVENILE IN THE CUSTODY OR PHYSICAL CUSTODY OF A COUNTY DEPARTMENT OF SOCIAL SERVICES.

On motion of Representative Easterling, consideration of the bill is postponed until May 7.

H. B. 663, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143B-153 TO PROVIDE FOR ADOPTION OF RULES BY THE SOCIAL SERVICES COMMISSION ESTABLISHING STANDARDS FOR THE INSPECTION AND LICENSING OF DOMICILIARY HOMES, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 203, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL HEALTH DIRECTORS TO ENTER CONTRACTS.

On motion of Representative B. Woodard, consideration of the bill is postponed until May 7.

On motion of Representative Lilley, seconded by Representative C. Woodard, the House adjourns to reconvene May 7, at 1:30 p.m.

SIXTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 7, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Malcom Ivey, First Baptist Church, Newton, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Edwards and Jeralds for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4.

H. B. 607, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN THE GENERAL ASSEMBLY PROVIDES FOR THE INCORPORATION OF A MUNICIPALITY AND THE SIMULTANEOUS DISSOLUTION OF A SANITARY DISTRICT CONTAINED WITHIN ITS BORDERS, NO REFERENDUM NEED BE HELD, with a favorable report.

H. B. 676, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE POWERS, DUTIES AND FUNCTIONS OF THE ROANOKE VOYAGES CORRIDOR COMMISSION TO THE ROANOKE VOYAGES AND ELIZABETH II COMMISSION, AND TO ABOLISH THE CORRIDOR COMMISSION, with a favorable report, as amended.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 783, A BILL TO BE ENTITLED AN ACT TO CROSS-REFER IN THE ADOPTION STATUTES TO G. S. 14-320 REGARDING THE SEPARATION OF A CHILD UNDER SIX MONTHS OLD FROM A CUSTODIAL PARENT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

H. B. 784, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT AN EMANCIPATED MINOR MAY MARRY WITHOUT THE WRITTEN CONSENT OF A PARENT OR GUARDIAN AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

By Representative Murphy for the Committee on Health:

S. B. 222, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CERTIFICATION REQUIREMENT FOR LABORATORIES PERFORMING SYPHILIS SEROLOGIES, with a favorable report.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW ACTIONS INVOLVING UP TO TWO THOUSAND DOLLARS TO BE FILED AS SMALL CLAIMS, with a favorable report.

On motion of Representative Redwine, the rules are suspended, and the bill is placed on the Calendar for May 9.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 861, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO CONTROL THE USE OF CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS, is referred to the Committee on Children and Youth.

By Representative Wright:

H. B. 862, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN FORECLOSURE AND LEGAL ADVERTISEMENT SALES, is referred to the Committee on Judiciary No. 2.

By Representatives Wright and Blue:

H. B. 863, A BILL TO BE ENTITLED AN ACT TO PERMIT ONE SPOUSE TO ACCEPT SERVICE OF PROCESS FOR THE OTHER, is referred to the Committee on Judiciary No. 2.

By Representative Hunter:

H. B. 864, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PURCHASE OF LAND FOR THE MOUNTAIN GATEWAY MUSEUM, OLD FORT, NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives N. J. Crawford, Ballance, Brubaker, Church, Cochrane, DeVane, Gist, Hasty, Kennedy, Lancaster, and Michaux:

H. J. R. 865, A JOINT RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Rules and Operation of the House.

By Representative Evans:

H. B. 866, A BILL TO BE ENTITLED AN ACT TO ALLOW MUNICIPALITIES TO CREATE SEWER SERVICE DISTRICTS, is referred to the Committee on Health.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 343, A BILL TO BE ENTITLED AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL PLANNING POWERS BY THE TOWN OF ABERDEEN, THE VILLAGE OF PINEHURST AND THE TOWN OF SOUTHERN PINES IN MOORE COUNTY, is read the first time and is referred to the Committee on Local Government No. 2

S. B. 396, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL AND CLARIFYING AMENDMENTS CONCERNING CRIMINAL LAW AND PROCEDURE, AND TO RESTORE THE INCREASED PUNISHMENT FOR FELONY CHILD ABUSE THAT WAS INADVERTENTLY REPEALED BY THE 1983 GENERAL ASSEMBLY, is read the first time and is referred to the Committee on Children and Youth.

S. B. 126, A BILL TO BE ENTITLED AN ACT TO EMPOWER NONPROFIT CORPORATIONS TO ENTER INTO ARRANGEMENTS WITH OTHERS FOR SHARING OF BENEFITS OR UNION OF INTERESTS, is read the first time and is referred to the Committee on Judiciary No. 3.

S. B. 149, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSONAL

INCOME TAX EXEMPTION FOR CERTAIN TYPES OF SPINA BIFIDA, is read the first time and is referred to the Committee on Finance.

S. B. 160, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE GOVERNING BODIES REQUIRED TO PROVIDE ANNUAL CERTIFICATION OF FIREMEN ELIGIBLE FOR MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is read the first time and is referred to the Committee on Pensions and Retirement.

Committee Substitute for S. B. 206, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COLLECTION OF SPOUSAL SUPPORT IN CERTAIN INSTANCES IN CASES BROUGHT OR ENFORCED UNDER ARTICLE 9 OF CHAPTER 110 OF THE GENERAL STATUTES, AS REQUIRED BY PART D OF TITLE IV OF THE SOCIAL SECURITY ACT, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 251, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FAIR HOUSING ACT, is read the first time and is referred to the Committee on Housing.

S. B. 280, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE QUALIFIED VOTERS OF THE TOWN OF BEECH MOUNTAIN TO DETERMINE WHETHER MIXED BEVERAGES MAY BE SOLD IN THAT TOWN, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 282, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARLOTTE CHARTER, is read the first time and is referred to the Committee on State Government.

S. B. 390, A BILL TO BE ENTITLED AN ACT TO CHANGE THE HOLIDAY FOR EASTER FROM EASTER MONDAY TO THE FRIDAY BEFORE EASTER SUNDAY, is read the first time and is referred to the Committee on State Government.

S. B. 419, A BILL TO BE ENTITLED AN ACT TO ALLOW A PROSECUTOR TO ENTER A DISMISSAL WITH LEAVE FOR NONAPPEARANCE WHEN A DEFENDANT CANNOT BE FOUND TO SERVE AN ORDER FOR ARREST AFTER THE GRAND JURY HAS INDICTED HIM, is read the first time and is referred to the Committee on Courts and Administration of Justice.

S. B. 435, A BILL TO BE ENTITLED AN ACT TO ALLOW PHYSICIANS PRACTICING PSYCHIATRY AND LICENSED PSYCHOLOGISTS TO FORM PROFESSIONAL CORPORATIONS, is read the first time and is referred to the Committee on Health.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 212, AN ACT TO PROVIDE FOR FEES TO BE COLLECTED BY THE NORTH CAROLINA BOARD OF PHYSICAL THERAPY EXAMINERS.

H. B. 225, AN ACT TO MAKE A TECHNICAL CORRECTION IN G. S. 32A-1.

H. B. 277, AN ACT TO INCREASE THE REQUIREMENTS FOR PESTICIDE APPLICATOR LICENSES FOR PILOTS.

CALENDAR

Action is taken on the following:

H. B. 614, A BILL TO BE ENTITLED AN ACT TO INCREASE CERTAIN FEES CHARGED BY THE BOARD OF MEDICAL EXAMINERS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Boyd, Brannan, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Hughes, Hunt, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Privette, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 95.

Voting in the negative: Representatives Brubaker and McLaughlin — 2.

Excused absences: Representatives Edwards and Jeralds — 2.

Committee Substitute for H. B. 195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SALE OF CLEAN DETERGENTS IN NORTH CAROLINA.

Representative Miller requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Hackney offers Amendment No. 3 which is adopted by electronic vote (107-1).

Representative Barker offers Amendment No. 4 which fails of adoption by electronic vote (37-73).

Representative Hackney calls the previous question on the passage of the bill and the call is sustained by electronic vote (98-13).

The bill, as amended, passes its third reading, by electronic vote (65-51), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 752, A BILL TO BE ENTITLED AN ACT AUTHORIZING TOUR BOATS TO HOLD ABC PERMITS.

Representative Cochrane offers Amendment No. 1 which is adopted by electronic vote (102-0).

The bill, as amended, passes its third reading, by electronic vote (81-24), and is ordered engrossed and sent to the Senate.

H. B. 491, A BILL TO BE ENTITLED AN ACT TO CLARIFY REASONABLE SUPPORT FROM A PARENT ENTITY TO A POLITICAL ACTION COMMITTEE.

The bill, as amended, passes its third reading, by electronic vote (88-10), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 476, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE MARINE RESOURCES CENTER ADMINISTRATIVE BOARD, TO REORGANIZE THE MARINE SCIENCE COUNCIL, AND TO ESTABLISH AN

OFFICE OF MARINE AFFAIRS, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for S. B. 60, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO DISCIPLINE AND DISBARMENT OF ATTORNEYS AT LAW, passes its second reading, by electronic vote (96-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

H. B. 611, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND.

On motion of Representative Clark, consideration of the bill is postponed until May 8.

H. B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO SECURE MEDICAL, SURGICAL, PSYCHIATRIC, PSYCHOLOGICAL AND OTHER CARE OR TREATMENT FOR A JUVENILE IN THE CUSTODY OR PHYSICAL CUSTODY OF A COUNTY DEPARTMENT OF SOCIAL SERVICES.

On motion of Representative Easterling, the bill and amendment are withdrawn from today's Calendar and re-referred to the Committee on Judiciary No. 1.

Committee Substitute for H. B. 638, A BILL TO BE ENTITLED AN ACT TO REQUIRE PROMPT INVESTIGATION OF A REPORT OF JUVENILE ABUSE OR NEGLECT, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 203, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL HEALTH DIRECTORS TO ENTER CONTRACTS, passes its second reading by electronic vote (102-0).

On motion of Representative Bob Etheridge, the third reading of the bill is postponed until May 8.

H. B. 756, A BILL TO BE ENTITLED AN ACT TO MAKE IT CLEAR THAT A SECOND NOTICE TO CREDITORS NEED NOT BE PUBLISHED IF A PRIOR NOTICE HAS BEEN PUBLISHED BY A COLLECTOR OR PERSONAL REPRESENTATIVE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 515, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 35 AND CHAPTER 108A REGARDING THE APPOINTMENT OF DISINTERESTED PUBLIC AGENTS AND OTHERS AS GUARDIANS, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Watkins, S. B. 123, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY

THERAPY CERTIFICATION BOARD, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on today's Calendar.

S. B. 123, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION BOARD, passes its second reading by electronic vote (97-4).

Representative Pulley objects to the third reading. The bill remains on the Calendar.

On motion of Representative Lilley, seconded by Representative Church, the House adjourns to reconvene May 8 at 1:30 p.m.

SIXTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 8, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Bumgardner, Cromer, Edwards, Evans, Holmes, Locks, Payne, Pulley, and Redwine for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Fussell for the Committee on Highway Safety:

H. B. 687, A BILL TO BE ENTITLED AN ACT TO ELIMINATE EXTRA CHARGES FOR VOLUNTEER FIREMEN AND RESCUE SQUAD MEMBERS' LICENSE PLATES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

H. B. 769, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROCEDURE FOR THE DELIVERY OF TEMPORARY REGISTRATION CERTIFICATES FOR MOTOR VEHICLES, with a favorable report.

By Representative McAlister for the Committee on Local Government No 1:

H. B. 173, A BILL TO BE ENTITLED AN ACT TO REDISTRICT THE BOARD OF COMMISSIONERS OF MITCHELL COUNTY, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

H. B. 586, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TRANSFER OF PERSONAL PROPERTY OF THE TOWN OF BLACK CREEK, with a favorable report, as amended.

H. B. 594, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE ONSLOW COUNTY BOARD OF EDUCATION, with a favorable report.

H. B. 618, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE CORPORATE LIMITS OF THE TOWN OF INDIAN BEACH WITHIN THE SALTER PATH RURAL FIRE PROTECTION DISTRICT, AND TO ALLOW THAT TOWN TO REMOVE ITSELF FROM THE DISTRICT AT A FUTURE TIME, with a favorable report.

H. B. 619, A BILL TO BE ENTITLED AN ACT TO ANNEX TWO DESCRIBED AREAS TO THE TOWN OF SWANSBORO, with an unfavorable report.

H. B. 673, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILSON TO CHARGE AN ACREAGE CHARGE FOR WATER AND SEWER AND HAVE THAT CHARGE RELATE TO DIMINISHING CAPACITY OF WATER AND SEWER FACILITIES, with a favorable report.

S. B. 245, A BILL TO BE ENTITLED AN ACT CONCERNING DUTIES OF THE DURHAM CITY INSPECTION DEPARTMENT, with a favorable report.

S. B. 315, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN THE TOWN OF LANDIS AND THE CITY OF KANNAPOLIS, with a favorable report.

S. B. 316, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE CITY OF MONROE OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, with a favorable report.

S. B. 352, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CATAWBA COUNTY BOARD OF EDUCATION FROM FIVE TO SEVEN MEMBERS, with a favorable report.

By Representative Hightower for the Committee on State Government:

H. B. 823, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PUBLIC HOSPITALS NEED NOT POST BOND ON APPEAL, with a favorable report.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 540, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COASTAL RESOURCES COMMISSION TO CONSIDER THE PRESENT AND ANTICIPATED USE OF ADJACENT WATERS BEFORE GRANTING A PERMIT UNDER THE COASTAL AREA MANAGEMENT ACT, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 432, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING ON THE LANDS OF ANOTHER IN HYDE COUNTY, with a favorable report.

H. B. 464, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE PILOT MOUNTAIN CIVIC AND RECREATION CENTER AUTHORITY, with a favorable report.

H. B. 480, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILSON TO INCLUDE WITHIN THE BOUNDARIES OF THE CITY OF WILSON AN AREA KNOWN AS NEWTON PARK, with a favorable report.

H. B. 484, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF MOUNT AIRY TO DISPOSE OF CERTAIN REAL PROPERTY BY PRIVATE NEGOTIATION AND SALE, with a favorable report.

H. B. 502, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MONTREAT, with a favorable report.

H. B. 553, A BILL TO BE ENTITLED AN ACT TO AMEND MANDATORY REFERRAL LEGISLATION APPLICABLE TO SPECIAL USE PERMITS IN MECKLENBURG COUNTY, with a favorable report.

H. B. 584, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF SEVEN DEVILS TO HOLD AN ELECTION ON THE SALE OF MALT BEVERAGES AND UNFORTIFIED WINE, with an indefinite postponement report.

H. B. 626, A BILL TO BE ENTITLED AN ACT CONCERNING DISTRIBUTION OF PROFITS FROM THE WALNUT COVE ABC SYSTEM, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 10. The original bill is placed on the Unfavorable Calendar.

H. B. 642, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF PILOT MOUNTAIN TO UNDERTAKE RECREATION PROGRAMS BY CONTRACT, witha favorable report.

H. B. 653, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED TERRITORY TO THE TOWN OF HOLLY SPRINGS, with an indefinite postponement report.

By Representative Jeralds for the Committee on Military & Veterans' Affairs:

H. B. 765, A BILL TO BE ENTITLED AN ACT TO PERMIT THE WIDOWS OF EX-PRISONERS OF WAR TO RETAIN THE DISTINCTIVE REGISTRATION PLATE UNDER CERTAIN CONDITIONS, with a favorable report.

On motion of Representative Lutz, H. B. 551, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS TO HOLD SPECIAL MEETINGS OUTSIDE OF MECKLENBURG COUNTY, is withdrawn from the Committee on Local Government No. 2 and re-referred to the Committee on Judiciary No. 1.

On motion of Representative Lutz, S. B. 263, A BILL TO BE ENTITLED AN ACT CREATING A BIRD SANCTUARY AT LAKE TABOR IN COLUMBUS COUNTY, is withdrawn from the Committee on Local Government No. 2 and re-referred to the Committee on Local Government No. 1.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Payne, Craven, and A. Hall:

H. B. 867, A BILL TO BE ENTITLED AN ACT TO ALLOW CITIES TO ACQUIRE STREET RIGHT-OF-WAY AND CONSTRUCT STREETS AND SIDEWALKS OUTSIDE THE CORPORATE LIMITS, AND TO ALLOW COUNTIES TO JOINTLY FUND ACQUISITION BY CITIES OF LAND IN UNINCORPORATED AREAS AS RIGHTS-OF-WAY FOR STREET CONSTRUCTION OR IMPROVEMENT PROJECTS AROUND A MUNICIPALITY, BUT REQUIRING JOINT ADOPTION OF A THOROUGHFARE PLAN BY THE CITY, COUNTY, AND STATE IN THOSE CIRCUMSTANCES, is referred to the Committee on Judiciary No. 4.

By Representatives B. Woodard and Brannan:

H. J. R. 868, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF G. WILLIE LEE, is referred to the Committee on Rules and Operation of the House.

By Representatives E. Warren, Brinkley, and Jones:

H. B. 869, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR A

HIGH TECHNOLOGY CLASSROOM FACILITY AT PITT COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives James, Barbee, Brinkley, Brown, Brubaker, Buchanan, Church, Creecy, Enloe, L. Etheridge, M. Hall, Hudson, Lilley, Lutz, McAlister, Noles, and Tyson:

H. B. 870, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL CONSTRUCTION AT THE TIDEWATER RESEARCH STATION OF THE DEPARTMENT OF AGRICULTURE, is referred to the Committee on Appropriations.

By Representatives James, Barbee, Brinkley, Brown, Brubaker, Buchanan, Church, Creecy, Enloe, L. Etheridge, M. Hall, Hudson, Lilley, Lutz, McAlister, Murphy, Noles, Tyson, and E. Warren:

H. B. 871, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE COMMISSION ON AGRICULTURE, FORESTRY, AND SEAFOOD AWARENESS, is referred to the Committee on Agriculture.

By Representatives James, Barbee, Brinkley, Brown, Brubaker, Buchanan, Church, Creecy, Enloe, L. Etheridge, M. Hall, Hudson, Lilley, Lutz, McAlister, Noles, and Tyson:

H. B. 872, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TIDEWATER RESEARCH STATION CROPS SUPERVISOR, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS, is returned for concurrence in Senate amendment and is placed on the Calendar for May 9.

S. B. 339, A BILL TO BE ENTITLED AN ACT CLARIFYING THE STANDING OF THE DESIGNATED REPRESENTATIVE OF COUNTY COMMISSIONERS TO BRING ACTIONS UNDER THIS ARTICLE, is read the first time and is referred to the Committee on Judiciary No. 2.

Committee Substitute for S. B. 433, A BILL TO BE ENTITLED AN ACT TO ADD ADULTERY AS A GROUND FOR DIVORCE FROM BED AND BOARD, is read the first time and is referred to the Committee on Judiciary No. 3.

CALENDAR

Action is taken on the following:

H. B. 607, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN THE GENERAL ASSEMBLY PROVIDES FOR THE INCORPORATION OF A MUNICIPALITY AND THE SIMULTANEOUS DISSOLUTION OF A SANITARY DISTRICT CONTAINED WITHIN ITS BORDERS, NO REFERENDUM NEED BE HELD, passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, L. Etheridge, Bruce Ethridge, Fletcher, Foster, Fussell, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley,

Lineberry, Lutz, McAlister, McDowell, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Quinn, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 91.

Voting in the negative: Representatives Esposito, Gardner, Ligon, Tallent, and Wood — 5.

Excused absences: Representatives Beard, Bumgardner, Cromer, Edwards, Evans, Holmes, Locks, Payne, Pulley, Redwine, and Tyndall — 11.

S. B. 203, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL HEALTH DIRECTORS TO ENTER CONTRACTS.

Representative Hudson offers Amendment No. 1 which is adopted by electronic vote (95-0).

The bill, as amended, passes its third reading, by electronic vote (96-0), and is ordered sent to the Senate for concurrence in House amendment.

S. B. 123, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION BOARD.

On motion of Representative Lancaster, consideration of the bill is postponed until May 9.

H. B. 611, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND.

On motion of Representative Miller, Committee Amendment No. 1 is adopted. This amendment changes the title.

Representative Miller offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (98-0), and remains on the Calendar.

Committee Substitute for H. B. 121, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CHIROPRACTORS FROM COLLECTING FEES IN CONNECTION WITH FREE SERVICES.

Representative Kennedy offers Amendment No. 1 which fails of adoption by electronic vote (10-91).

The bill passes its second reading, by electronic vote (96-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 676, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE POWERS, DUTIES AND FUNCTIONS OF THE ROANOKE VOYAGES CORRIDOR COMMISSION TO THE ROANOKE VOYAGES AND ELIZABETH II COMMISSION, AND TO ABOLISH THE CORRIDOR COMMISSION.

On motion of Representative Lancaster, consideration of the bill is postponed until May 9.

H. B. 783, A BILL TO BE ENTITLED AN ACT TO CROSS-REFER IN THE ADOPTION STATUTES TO G. S. 14-320 REGARDING THE SEPARATION OF A

CHILD UNDER SIX MONTHS OLD FROM A CUSTODIAL PARENT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading by electronic vote (97-4).

Representative Hunter objects to the third reading. The bill remains on the Calendar.

H. B. 784, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT AN EMANCIPATED MINOR MAY MARRY WITHOUT THE WRITTEN CONSENT OF A PARENT OR GUARDIAN AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading by electronic vote (82-17).

Representative Noles objects to the third reading. The bill remains on the Calendar.

S. B. 222, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CERTIFICATION REQUIREMENT FOR LABORATORIES PERFORMING SYPHILIS SEROLOGIES.

On motion of Representative Murphy, consideration of the bill is postponed until May 9.

On motion of Representative Lilley, seconded by Representative Nye, the House adjourns to reconvene May 9, at 1:30 p.m.

SIXTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 9, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Locks.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brown, Bumgardner, Holmes, Miller, and Redwine for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Beall for the Committee on Election Laws:

H. B. 274, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT MILITARY ABSENTEE BALLOTS AND ABSENTEE BALLOTS FROM OUTSIDE THE UNITED STATES NEED TO BE NOTARIZED, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 13. The original bill is placed on the Unfavorable Calendar.

H. B. 364, A BILL TO BE ENTITLED AN ACT TO MOVE THE PRIMARY TO AUGUST SO AS TO REDUCE THE LENGTH OF CAMPAIGNS, with an unfavorable report.

H. B. 710, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT, BEGINNING WITH THE 1991 REDISTRICTING, ALL MEMBERS OF THE GENERAL ASSEMBLY SHALL BE ELECTED FROM SINGLE-MEMBER DISTRICTS, with an unfavorable report.

H. B. 736, A BILL TO BE ENTITLED AN ACT TO ALLOW CROSSOVER VOTING IN PRIMARIES BY ALLOWING CHANGES IN PARTY AFFILIATION ON PRIMARY DAY, with an unfavorable report.

By Representative Quinn for the Committee on Finance:

Committee Substitute for H. B. 636, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE COMMUNITY SERVICE PAROLE PROGRAM, with a favorable report.

S. B. 149, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR CERTAIN TYPES OF SPINA BIFIDA, with a favorable report.

By Representative Nye for the Committee on Wildlife Resources:

H. B. 544, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN MOORE COUNTY, with a favorable report.

H. B. 630, A BILL TO BE ENTITLED AN ACT TO PERMIT ELECTROFISHING FOR CATFISH IN A PORTION OF THE CAPE FEAR RIVER IN BLADEN COUNTY, with a favorable report.

By Representative B. Woodard for the Committee on Human Resources:

S. B. 319, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF SERVICES FOR THE BLIND OF THE DEPARTMENT OF HUMAN RESOURCES TO OPERATE VENDING MACHINES ON INTERSTATE HIGHWAYS AND CONTROLLED-ACCESS HIGHWAYS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 506, A BILL TO BE ENTITLED AN ACT RELATING TO QUORUM AND VOTING REQUIREMENTS OF THE STATE BANKING COMMISSION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 13. The original bill is placed on the Unfavorable Calendar.

S. B. 156, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 34 AND 45 TO PROVIDE FOR EQUITY LINES OF CREDIT, with a favorable report, as amended.

By Representative Stamey for the Committee on State Personnel:

H. B. 680, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE PERSONNEL ACT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute is placed on the Calendar for May 13. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Boyd, Brubaker, J. W. Crawford, DeVane, Edwards, Bruce Ethridge, Holmes, Locks, Sizemore, Sparrow, and C. Woodard:

H. B. 873, A BILL TO BE ENTITLED AN ACT TO REQUIRE A MERCHANT TO SWEAR OUT A WARRANT IN A WORTHLESS CHECK CASE WITHIN SEVEN MONTHS AFTER THE CHECK WAS PASSED, is referred to the Committee on Small Business.

By Representatives Murphy, Edwards, and Wicker:

H. B. 874, A BILL TO BE ENTITLED AN ACT TO PREVENT HARASSMENT OF JURORS OR FORMER JURORS, is referred to the Committee on Judiciary No. 2.

By Representatives Hasty, Beall, Beard, Locks, and Redwine:

H. B. 875, A BILL TO BE ENTITLED AN ACT TO CREATE A COMMISSION TO STUDY THE GENERAL STATUTES OF NORTH CAROLINA PERTAINING TO THE REGULATION OF INSURANCE, is referred to the Committee on Insurance.

By Representative Bob Etheridge:

H. B. 876, A BILL TO BE ENTITLED AN ACT TO PERMIT EXTENSION SERVICE EMPLOYEES HAVING DUAL EMPLOYMENT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, PREVENT PARTIAL WITHDRAWAL, AND PERMIT EXTENSION SERVICE EMPLOYEES TO RESTORE PARTIALLY WITHDRAWN ACCOUNTS, is referred to the Committee on Pensions and Retirement.

By Representatives Owens, Hunt, and Lutz:

H. B. 877, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT IN THE TOWN OF LAKE LURE A REPRODUCTION OF THE SHAKESPEARE THEATRE KNOWN AS THE GLOBE THEATRE, is referred to the Committee on Appropriations.

By Representatives Privette, Boyd, Brown, Esposito, Justus, Windley, and Wood:

H. B. 878, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE POSSESSION OF OPENED CONTAINERS OF ALCOHOLIC BEVERAGES IN MOTOR VEHICLES, is referred to the Committee on Judiciary No. 1.

By Representatives Privette, Boyd, Brown, Esposito, Justus, Windley, and Wood:

H. B. 879, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LENGTH OF THE IMMEDIATE CIVIL LICENSE REVOCATION FOR CERTAIN PERSONS CHARGED WITH IMPLIED-CONSENT OFFENSES, is referred to the Committee on Judiciary No. 1.

By Representatives Privette, Boyd, Brown, Esposito, Windley, and Wood:

H. B. 880, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 1A OF CHAPTER 18B CONCERNING COMPENSATION FOR INJURY CAUSED BY SALES TO UNDERAGE PERSONS, is referred to the Committee on Judiciary No. 1.

By Representatives Hudson, Barbee, Blue, Brinkley, Brown, Brubaker, Buchanan, Church, Creecy, Enloe, Fletcher, M. Hall, Hightower, James, Lilley, Lutz, McAlister, Murphy, Noles, Tallent, and Tyson:

H. B. 881, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PLANT PROTECTION GREENHOUSE FACILITY, is referred to the Committee on Appropriations.

By Representative Barnes:

H. B. 882, A BILL TO BE ENTITLED AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS, is referred to the Committee on Health.

By Representatives Lilley, Edwards, Locks, Privette, and Wood:

H. B. 883, A BILL TO BE ENTITLED AN ACT TO EXPAND THE SALES TAX EXEMPTION FOR FARM PRODUCTS TO INCLUDE ALL FARM PRODUCTS

SOLD BY THE PRODUCER OF THE PRODUCTS, REGARDLESS WHETHER THE PRODUCER IS ALSO A RETAIL DEALER, is referred to the Committee on Finance.

By Representatives Blue, Locks, and Stamey:

H. B. 884, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR REPRESENTATION OF LOCAL GOVERNMENTS ON THE NORTH CAROLINA HOUSING COMMISSION, is referred to the Committee on Housing.

By Representatives Blue, Diamont, Kennedy, Locks, and Stamey:

H. B. 885, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RAISE THE FOSTER CARE BOARD RATES, is referred to the Committee on Appropriations.

By Representatives Wright, DeVane, and Privette:

H. B. 886, A BILL TO BE ENTITLED AN ACT TO LIMIT MOTIONS FOR APPROPRIATE RELIEF BROUGHT BY PRISONERS TO SET ASIDE THEIR CONVICTIONS, is referred to the Committee on Judiciary No. 2.

By Representative Wright:

H. B. 887, A BILL TO BE ENTITLED AN ACT TO PROVIDE A STATUTE OF LIMITATIONS FOR SPECIAL OR CONDITIONAL USE PERMIT PROCEEDINGS, is referred to the Committee on Judiciary No. 2.

By Representatives Bob Etheridge and Wicker:

H. B. 888, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RESTORE THE DEPOT IN ANGIER, is referred to the Committee on Appropriations.

By Representative Wicker:

H. B. 889, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 14-322 TO ALLOW THE COURT TO MODIFY ORDERS, is referred to the Committee on Courts and Administration of Justice.

By Representatives Wicker and Privette:

H. B. 890, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 14-33 TO SPECIFY THE REQUIRED AGE OF THE DEFENDANT FOR ASSAULT ON A CHILD UNDER TWELVE YEARS OF AGE, is referred to the Committee on Children and Youth.

By Representative Wicker:

H. B. 891, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 90-95(d)(4) TO INCREASE THE PUNISHMENT FOR MISDEMEANOR POSSESSION OF MARIJUANA, is referred to the Committee on Courts and Administration of Justice.

By Representative Wicker:

H. B. 892, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL OUTSTANDING FINES AND COSTS BE PAID BEFORE A PERSON MAY RENEW HIS DRIVER'S LICENSE, is referred to the Committee on Courts and Administration of Justice.

By Representative Wicker:

H. B. 893, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DISCRETIONARY SUBSTITUTION OF A TRUSTEE NAMED IN A MORTAGE OR DEED OF TRUST, is referred to the Committee on Courts and Administration of Justice.

By Representatives Jones and Lancaster:

H. B. 894, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ANNUAL CONFERENCE OF CHEIF JUDGES TO DETERMINE WHICH ALCOHOL OFFENSES ARE SUBMITTABLE, is referred to the Committee on Judiciary No. 3.

By Representative Pool:

H. B. 895, A BILL TO BE ENTITLED AN ACT TO VALIDATE THE APPOINTMENTS THAT HAVE ALREADY BEEN MADE BY BOARDS OF THEIR OWN MEMBERS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES, BUT TO FORBID FURTHER SUCH APPOINTMENTS, is referred to the Committee on Judiciary No. 1.

By Representatives Rhodes, Cochrane, Cole, Colton, Duncan, Foster, Fussell, Greenwood, Holmes, Justus, Keesee-Forrester, and Privette:

H. B. 896, A BILL TO BE ENTITLED AN ACT TO ENACT THE SCHOOL DISCIPLINE POLICY ACT, is referred to the Committee on Education.

By Representatives Bob Etheridge, Blue, Brannan, Church, J. W. Crawford, Edwards, Fussell, Greenwood, Kennedy, Nesbitt, Nye, Stamey, Tyndall, E. Warren, Watkins, and Wiser:

H. B. 897, A BILL TO BE ENTITLED AN ACT TO GOVERN THE ESTABLISHMENT, MAINTENANCE, AND IMPLEMENTATION OF A COMPREHENSIVE BASIC EDUCATION PROGRAM, is referred to the Committee on Appropriations.

By Representatives Holroyd, Blue, Fussell, Sparrow, Stamey, and Wiser:

H. B. 898, A BILL TO BE ENTITLED AN ACT TO ALLOW A REFUND FROM THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM OF CERTAIN EXCESS CONTRIBUTIONS TO MEMBERS IN RETIREMENT, is referred to the Committee on Pensions and Retirement.

By Representatives Wiser, Blue, Bowman, Brown, Buchanan, Colton, Dawkins, Enloe, Bruce Ethridge, Foster, Fussell, Greenwood, Holroyd, Jones, Lineberry, Locks, McAlister, Nye, Richardson, Sparrow, Stamey, Watkins and Wright:

H. B. 899, A BILL TO BE ENTITLED AN ACT TO PROVIDE LIABILITY INSURANCE COVERAGE FOR MEMBERS OF THE NURSING HOME AND DOMICILIARY HOME COMMUNITY ADVISORY COMMITTEES, is referred to the Committee on Appropriations.

By Representative Clark:

H. B. 900, A BILL TO BE ENTITLED AN ACT TO REVISE THE PROVISIONS OF CHAPTER 11 OF THE GENERAL STATUTES RELATING TO OATHS AND AFFIRMATIONS IN ORDER TO CONFORM TO CONSTITUTIONAL REQUIREMENTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 901, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 28A-15-1(c) TO PROVIDE THAT GENERAL LANGUAGE IN A WILL GRANTING A PERSONAL REPRESENTATIVE A POWER OF SALE IS SUFFICIENT TO ELIMINATE THE NECESSITY OF A SPECIAL PROCEEDING UNDER ARTICLE 17 OF CHAPTER 28A AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 52, A BILL TO BE ENTITLED AN ACT TO ALLOW THE COORDINATOR, UNDER CERTAIN CONDITIONS, TO EXTEND THE TIME WITHIN WHICH COMMUNITY SERVICE FOR IMPAIRED DRIVING CONVICTIONS MUST BE COMPLETED, is read the first time and is referred to the Committee on Courts and Administration of Justice.

S. B. 173, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 54B-14 CONCERNING EXAMINATION OF CERTIFICATES OF INCORPORATION OF SAVINGS AND LOAN ASSOCIATIONS BY THE SECRETARY OF STATE, is read the first time and is referred to the Committee on Banks and Thrift Institutions.

S. B. 174, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 54B-147 CONCERNING THE FEE WHICH MAY BE CHARGED FOR RETURNED CHECKS BY SAVINGS AND LOAN ASSOCIATIONS, is read the first time and is referred to the Committee on Banks and Thrift Institutions.

S. B. 175, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 115C TO PERMIT LOCAL SCHOOL ADMINISTRATIVE UNITS TO DEPOSIT FUNDS IN SAVINGS AND LOAN ASSOCIATIONS AND TO DESIGNATE SAVINGS AND LOAN ASSOCIATIONS AS OFFICIAL DEPOSITORIES, is read the first time and is referred to the Committee on Banks and Thrift Institutions.

S. B. 242, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONSENT OF THE CABARRUS COUNTY BOARD OF COMMISSIONERS BEFORE LAND IN THAT COUNTY MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THE COUNTY, is read the first time and is referred to the Committee on Local Government No. 1.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative B. Woodard, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 127, AN ACT TO ELIMINATE UNNEEDED CAMPAIGN FINANCE REPORTS.

H. B. 366, AN ACT TO ABOLISH THE OFFICE OF CORONER IN GREENE COUNTY.

H. B. 804, AN ACT TO ESTABLISH THE BOUNDARY BETWEEN THE ALAMANCE COUNTY AND BURLINGTON CITY SCHOOL ADMINISTRATIVE UNITS.

H. J. R. 640, A JOINT RESOLUTION HONORING THE GOLDEN ANNIVERSARY OF THE BLUE RIDGE PARKWAY AND HONORING THE MEMORY OF FRANKLIN D. ROOSEVELT, UNDER WHOSE ADMINISTRATION THE PARKWAY WAS ESTABLISHED.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS.

On motion of Representative Hackney, the House does not concur in the Senate amendment and conferees are requested.

The Speaker announces the appointment of Representative Hackney, Chairman; Representatives DeVane and Wicker as conferees, and the Senate is so notified by Special Message.

H. B. 618, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE CORPORATE LIMITS OF THE TOWN OF INDIAN BEACH WITHIN THE SALTER PATH RURAL FIRE PROTECTION DISTRICT, AND TO ALLOW THAT TOWN TO REMOVE ITSELF FROM THE DISTRICT AT A FUTURE TIME, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: None.

Excused absences: Representatives Brown, Bumgardner, Holmes, Miller, and Redwine — 5.

H. B. 673, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILSON TO CHARGE AN ACREAGE CHARGE FOR WATER AND SEWER AND HAVE THAT CHARGE RELATE TO DIMINISHING CAPACITY OF WATER AND SEWER FACILITIES, passes its second reading, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren,

R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: None.

Excused absences: Representatives Brown, Bumgardner, Holmes, Miller, and Redwine — 5.

S. B. 315, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN THE TOWN OF LANDIS AND THE CITY OF KANNAPOLIS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: None.

Excused absences: Representatives Brown, Bumgardner, Holmes, Miller, and Redwine — 5.

S. B. 316, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE CITY OF MONROE OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: None.

Excused absences: Representatives Brown, Bumgardner, Holmes, Miller, and Redwine — 5.

H. B. 480, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF

THE CITY OF WILSON TO INCLUDE WITHIN THE BOUNDARIES OF THE CITY OF WILSON AN AREA KNOWN AS NEWTON PARK, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: None.

Excused absences: Representatives Brown, Bumgardner, Holmes, Miller, and Redwine — 5.

H. B. 502, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MONTREAT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: None.

Excused absences: Representatives Brown, Bumgardner, Holmes, Miller, and Redwine — 5.

H. B. 586, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TRANSFER OF PERSONAL PROPERTY OF THE TOWN OF BLACK CREEK.

On motion of Representative L. Etheridge, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading and remains on the Calendar.

H. B. 594, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE ONSLOW COUNTY BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 245, A BILL TO BE ENTITLED AN ACT CONCERNING DUTIES OF THE DURHAM CITY INSPECTION DEPARTMENT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 352, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CATAWBA COUNTY BOARD OF EDUCATION FROM FIVE TO SEVEN MEMBERS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 432, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING ON THE LANDS OF ANOTHER IN HYDE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 464, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE PILOT MOUNTAIN CIVIC AND RECREATION CENTER AUTHORITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 484, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF MOUNT AIRY TO DISPOSE OF CERTAIN REAL PROPERTY BY PRIVATE NEGOTIATION AND SALE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 553, A BILL TO BE ENTITLED AN ACT TO AMEND MANDATORY REFERRAL LEGISLATION APPLICABLE TO SPECIAL USE PERMITS IN MECKLENBURG COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 642, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF PILOT MOUNTAIN TO UNDERTAKE RECREATION PROGRAMS BY CONTRACT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 607, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN THE GENERAL ASSEMBLY PROVIDES FOR THE INCORPORATION OF A MUNCIPALITY AND THE SIMULTANEOUS DISSOLUTION OF A SANITARY DISTRICT CONTAINED WITHIN ITS BORDERS, NO REFERENDUM NEED BE HELD, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney,

M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Owens, Pool, Privette, Pulley, Quinn, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 103.

Voting in the negative: Representatives Cole and Ligon —2.

Excused absences: Representatives Brown, Bumgardner, Holmes, Lutz, Miller, and Redwine — 6.

H. B. 611, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND OR DEAF OR PARTIALLY DEAF.

The bill, as amended, passes its third reading, by electronic vote (105-0), and is ordered engrossed and sent to the Senate.

H. B. 783, A BILL TO BE ENTITLED AN ACT TO CROSS-REFER IN THE ADOPTION STATUTES TO G. S. 14-320 REGARDING THE SEPARATION OF A CHILD UNDER SIX MONTHS OLD FROM A CUSTODIAL PARENT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Representative Hunter offers Amendment No. 1 which is adopted by electronic vote (99-0). This amendment changes the title.

The bill remains on the Calendar for its third reading.

H. B. 784, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT AN EMANCIPATED MINOR MAY MARRY WITHOUT THE WRITTEN CONSENT OF A PARENT OR GUARDIAN AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Representative Clark offers Amendment No. 1 which is adopted by electronic vote (99-2).

The bill, as amended, passes its third reading, by electronic vote (99-7), and is ordered engrossed and sent to the Senate.

S. B. 123, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION BOARD.

Representative Pulley offers Amendment No. 1.

Representative Pulley withdraws Amendment No. 1.

On motion of Representative Pulley, consideration of the bill is postponed until May 10.

H. B. 676, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE POWERS, DUTIES AND FUNCTIONS OF THE ROANOKE VOYAGES CORRIDOR COMMISSION TO THE ROANOKE VOYAGES AND ELIZABETH II COMMISSION, AND TO ABOLISH THE CORRIDOR COMMISSION.

On motion of Representative Evans, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4:

Senate Committee Substitute for H. B. 72, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE LEGISLATIVE REVIEW OF PROPOSALS TO LICENSE NEW OCCUPATIONS AND PROFESSIONS INCLUDES COMMISSIONS, with recommendation that the House concur.

On motion of Representative Pulley, the rules are suspended and the substitute bill is placed before the House for immediate consideration.

On motion of Representative Pulley, the House concurs in the Senate committee substitute bill, by electronic vote (101-0), and the bill is ordered enrolled.

H. B. 771, A BILL TO BE ENTITLED AN ACT TO PERMIT CITIES AND COUNTIES TO PROVIDE PUBLIC SERVICES THROUGH CONTRACTS WITH PRIVATE AGENCIES, with a favorable report.

CALENDAR (contined)

S. B. 222, A BILL TO BE ENTITLED AN ACT TO REPEAL THE CERTIFICATION REQUIREMENT FOR LABORATORIES PERFORMING SYPHILIS SEROLOGIES, passes its second reading, by electronic vote (96-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW ACTIONS INVOLVING UP TO TWO THOUSAND DOLLARS TO BE FILED AS SMALL CLAIMS.

On motion of Representative Wicker, consideration of the bill is postponed until May 10.

H. B. 769, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROCEDURE FOR THE DELIVERY OF TEMPORARY REGISTRATION CERTIFICATES FOR MOTOR VEHICLES, passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 823, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PUBLIC HOSPITALS NEED NOT POST BOND ON APPEAL, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 765, A BILL TO BE ENTITLED AN ACT TO PERMIT THE WIDOWS OF EX-PRISONERS OF WAR TO RETAIN THE DISTINCTIVE REGISTRATION PLATE UNDER CERTAIN CONDITIONS, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lilley, seconded by Representative Beard, the House adjourns to reconvene May 10 at 11:00 a.m.

SIXTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, May 10, 1985

The House meets pursuant to adjournment and is called to order by the Speaker Pro Tempore.

Prayer is offered by Representative Wood.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brown, Brubaker, Bumgardner, Dawkins, A. Hall, Holmes, Holt, Hughes, Miller, Mothershead, Rhyne, and Robinson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wicker for the Committee on Courts and Administration of Justice.

Committee Substitute for H. B. 206, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FEE RATE FOR ADMINISTRATION OF ESTATES AND TO SET A MAXIMUM CUMULATIVE FEE, with a favorable report, as amended.

H. B. 592, A BILL TO BE ENTITLED AN ACT TO REQUIRE A FEE FROM ALL PERSONS PARTICIPATING IN COURT ORDERED COMMUNITY SERVICE, with an unfavorable report as to bill, favorable as to committee susbstitute bill, and recommendation that the bill be re-referred to the Committee on Finance.

The substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Barbee for the Committee on Transportation:

H. B. 801, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO USE AVIATION GRANT FUNDS FOR ALL DIRECT AND INDIRECT COSTS OF ADMINISTERING AIRPORT GRANT PROJECTS, with a favorable report.

S. B. 233, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 136 OF THE GENERAL STATUTES TO PROVIDE FOR SERVICE UPON THE DEPARTMENT OF TRANSPORTATION, with a favorable report.

H. B. 575, A BILL TO BE ENTITLED AN ACT CONCERNING LAW ENFORCEMENT OFFICERS OF THE DIVISION OF MOTOR VEHICLES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Anderson, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Miller, Edwards, and Fitch:

H. B. 902, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ANNUAL INCOME TAX EXCLUSION FOR FEDERAL CIVIL SERVICE AND MILITARY RETIREMENT PAY, is referred to the Committee on Pensions and Retirement.

By Representatives Lutz, Brinkley, Brown, Brubaker, Buchanan, Church, Creecy, Enloe, M. Hall, Hudson, James, Lilley, McAlister, Noles, and Tyson:

H. B. 903, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPROVE AGRONOMIC SERVICES, is referred to the Committee on Appropriations.

By Representative Easterling:

H. B. 904, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COUNCIL FOR CHILDREN'S MODEL LATCHKEY PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Hudson, Hasty, and Privette:

H. B. 905, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM REQUIRED AMOUNT OF FINANCIAL RESPONSIBILITY FOR AUTOMOBILE PROPERTY DAMAGE LIABILITY INSURANCE, is referred to the Committee on Insurance.

By Representatives Quinn, Edwards, Hudson, and Privette:

H. B. 906, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME A MEMBER HAS TO MAKE CONTRIBUTIONS TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR THE PURCHASE OF SERVICE CREDITS FOR EDUCATIONAL LEAVE, is referred to the Committee on Pensions and Retirement.

By Representatives Richardson, Barnhill, Edwards, and Fitch:

H. B. 907, A BILL TO BE ENTITLED AN ACT TO PROVIDE AFDC EMERGENCY ASSISTANCE IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Clark:

H. B. 908, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATUTES RELATING TO A SURVIVING SPOUSE'S RIGHT TO DISSENT FROM THE WILL OF THE DECEASED SPOUSE AND TO PROVIDE FOR AN ELECTIVE SHARE OF AN ESTATE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representatives N. J. Crawford, Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Ramsey, Redwine, Rhodes,

Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright:

H. B. 909, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN OFFICERS AND EMPLOYEES OF COUNTY DEPARTMENTS OF SOCIAL SERVICES BY MAKING SIMPLE ASSAULTS ON THEM TWO-YEAR MISDEMEANORS, is referred to the Committee on Judiciary No. 1.

By Representatives Greenwood, Colton, N. J. Crawford, and Nesbitt:

H. B. 910, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL EXPENDITURES AT ASHEVILLE-BUNCOMBE TECHNICAL COLLEGE, is referred to the Committee on Appropriations.

By Representative E. Warren:

H. B. 911, A BILL TO BE ENTITLED AN ACT PROHIBITING THE COPYING OF MOTORBOAT HULLS BY THE DIRECT MOLDING PROCESS, is referred to the Committee on Manufacturers and Labor.

By Representatives Fletcher and Bruce Ethridge:

H. B. 912, A BILL TO BE ENTITLED AN ACT TO FIX THE RENT OF THE SUPERINTENDENT'S RESIDENCE AT THE NORTH CAROLINA SCHOOL FOR THE DEAF AT MORGANTON, is referred to the Committee on Appropriations.

By Representatives Wright, Anderson, Jones, and Wicker:

H. B. 913, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE WILL NOT BE PRESUMED TO OWN LAND THAT IT HAS PREVIOUSLY CONVEYED, is referred to the Committee on Judiciary No. 2.

By Representatives Evans, Anderson, Brinkley, Chapin, Colton, J. W. Crawford, N. J. Crawford, Enloe, Bruce Ethridge, Greenwood, A. Hall, Holt, Hudson, Hunt, Hunter, James, Lancaster, Mavretic, Nesbitt, Payne, Pulley, Redwine, Wicker, and Wright:

H. B. 914, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR ADDITIONAL ADVERTISING AND TOURISM PROMOTION GRANTS, is referred to the Committee on Appropriations.

By Representative Easterling:

H. B. 915, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RECOUNTS IN PRIMARIES AND ELECTIONS WHERE THE MARGIN IS LESS THAN ONE PERCENT, is referred to the Committee on Election Laws.

By Representative B. Woodard:

H. B. 916, A BILL TO BE ENTITLED AN ACT TO CORRECT TECHNICAL ERRORS IN CHAPTER 14 OF THE 1985 SESSION LAWS, KENLY CHARTER REVISION, is referred to the Committee on Local Government No. 1.

By Representatives Wright, Allran, Anderson, Beall, Beard, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Cochrane, Cole, Craven, J. W. Crawford, Dawkins, Decker, DeVane, Edwards, Esposito, Bruce Ethridge, Fletcher, Foster, Gardner, A. Hall, M. Hall, Hasty, Hege, Hightower, Holroyd, Huffman, Hughes, Jones, Justus, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Mavretic, Mothershead, Murphy, Nye, Owens, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Tyndall, Tyson, E. Warren, R. Warren, Windley, Wood, B. Woodard, and C. Woodard:

H. B. 917, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARENTAL OR JUDICIAL CONSENT FOR UNEMANCIPATED MINOR'S ABORTION, is referred to the Committee on Judiciary No. 2.

By Representatives Wood, Decker, Privette, R. Warren and Windley:

H. B. 918, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNBORN CHILDREN'S CIVIL RIGHTS ACT OF 1985, is referred to the Committee on Judiciary No. 2.

By Representative Wood:

H. B. 919, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING AID TO PRIVATE INSTITUTIONS OF HIGHER EDUCATION, is referred to the Committee on Higher Education.

By Representatives McLaughlin, Barnhill, Foster, and Richardson:

H. B. 920, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PUBLIC RADIO STATION WFAE, is referred to the Committee on Appropriations.

By Representatives Kennedy, Ballance, Blue, N. J. Crawford, DeVane, Easterling, L. Etheridge, Bruce Ethridge, Fitch, Fussell, Gist, Hauser, Hightower, Locks, Michaux, Stamey, and Wicker:

H. B. 921, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE POLICE/COMMUNITY RELATIONS TRAINING PROGRAM IN THE DEPARTMENT OF ADMINISTRATION, is referred to the Committee on Appropriations.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 922, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FOR PURCHASE OF EQUIPMENT FOR *THE ARTS JOURNAL* OF ASHEVILLE, is referred to the Committee on Appropriations.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 923, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE YMI CULTURAL CENTER IN ASHEVILLE, is referred to the Committee on Appropriations.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 924, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE BELLE CHERE STREET FESTIVAL IN ASHEVILLE, is referred to the Committee on Appropriations.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. J. R. 275, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLES BRANTLEY AYCOCK BROWN — "MR. OUTER BANKS", is read the first time.

On motion of Representative Evans, the rules are suspended, and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (92-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 281, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF NASHVILLE TO EXERCISE EXTRATERRITORIAL PLANNING POWERS UP TO TWO MILES FROM THE CORPORATE LIMITS WITH THE APPROVAL OF THE COUNTY BOARD OF COMMISSIONERS, is read the first time and is referred to the Committee on Local Government No. 1.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 9, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendment to Committee Substitute for H. B. 87, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS, and requests conferees, the President appoints Senators Swain, Winner, and Barnes on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 60, AN ACT TO AMEND THE STATUTES RELATING TO DISCIPLINE AND DISBARMENT OF ATTORNEYS AT LAW.

S. B. 222, AN ACT TO REPEAL THE CERTIFICATION REQUIREMENT FOR LABORATORIES PERFORMING SYPHILIS SEROLOGIES.

S. B. 245, AN ACT CONCERNING DUTIES OF THE DURHAM CITY INSPECTION DEPARTMENT.

S. B. 352, AN ACT TO EXPAND THE CATAWBA COUNTY BOARD OF EDUCATION FROM FIVE TO SEVEN MEMBERS.

H. B. 477, AN ACT TO REPEAL THE PERMISSION FOR PERSONS TO ENGAGE IN BUSINESS AS PAWNBROKERS IN THE UNINCORPORATED AREAS OF DARE COUNTY.

H. B. 605, AN ACT TO MAKE CHANGES IN THE SCHEDULING OF CERTAIN CONTROLLED SUBSTANCES.

H. B. 72, AN ACT TO CLARIFY THAT THE LEGISLATIVE REVIEW OF PROPOSALS TO LICENSE NEW OCCUPATIONS AND PROFESSIONS INCLUDES COMMISSIONS.

CALENDAR

Action is taken on the following:

H. B. 618, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE CORPORATE

LIMITS OF THE TOWN OF INDIAN BEACH WITHIN THE SALTER PATH RURAL FIRE PROTECTION DISTRICT, AND TO ALLOW THAT TOWN TO REMOVE ITSELF FROM THE DISTRICT AT A FUTURE TIME, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Duncan, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hauser, Hege, Hightower, Holroyd, Hudson, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Brown, Brubaker, Bumgardner, Dawkins, A. Hall, Holmes, Holt, Hughes, Jeralds, Miller, Mothershead, Rhyne, and Robinson — 13.

H. B. 673, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILSON TO CHARGE AN ACREAGE CHARGE FOR WATER AND SEWER AND HAVE THAT CHARGE RELATE TO DIMINISHING CAPACITY OF WATER AND SEWER FACILITIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Duncan, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hauser, Hege, Hightower, Holroyd, Hudson, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Brown, Brubaker, Bumgardner, Dawkins, A. Hall, Holmes, Holt, Hughes, Jeralds, Miller, Mothershead, Rhyne, and Robinson — 13.

S. B. 315, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN THE TOWN OF LANDIS AND THE CITY OF KANNAPOLIS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Duncan, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney,

M. Hall, Hauser, Hege, Hightower, Holroyd, Hudson, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Brown, Brubaker, Bumgardner, Dawkins, A. Hall, Holmes, Holt, Hughes, Jeralds, Miller, Mothershead, Rhyne, and Robinson — 13.

S. B. 316, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE CITY OF MONROE OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Duncan, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hauser, Hege, Hightower, Holroyd, Hudson, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Brown, Brubaker, Bumgardner, Dawkins, A. Hall, Holmes, Holt, Hughes, Jeralds, Miller, Mothershead, Rhyne, and Robinson — 13.

H. B. 480, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WILSON TO INCLUDE WITHIN THE BOUNDARIES OF THE CITY OF WILSON AN AREA KNOWN AS NEWTON PARK, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Duncan, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hauser, Hege, Hightower, Holroyd, Hudson, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Brown, Brubaker, Bumgardner, Dawkins,

A. Hall, Holmes, Holt, Hughes, Jeralds, Miller, Mothershead, Rhyne, and Robinson — 13.

H. B. 502, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MONTREAT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Duncan, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hauser, Hege, Hightower, Holroyd, Hudson, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Brown, Brubaker, Bumgardner, Dawkins, A. Hall, Holmes, Holt, Hughes, Jeralds, Miller, Mothershead, Rhyne, and Robinson — 13.

H. B. 586, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TRANSFER OF PERSONAL PROPERTY OF THE TOWN OF BLACK CREEK.

The bill, as amended, passes its third reading, by electronic vote (85-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 173, A BILL TO BE ENTITLED AN ACT TO REDISTRICT THE BOARD OF COMMISSIONERS OF MITCHELL COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 626, A BILL TO BE ENTITLED AN ACT CONCERNING DISTRIBUTION OF PROFITS FROM THE WALNUT COVE ABC SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 544, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN MOORE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 630, A BILL TO BE ENTITLED AN ACT TO PERMIT ELECTROFISHING FOR CATFISH IN A PORTION OF THE CAPE FEAR RIVER IN BLADEN COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 636, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE COMMUNITY SERVICE PAROLE PROGRAM, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Diamont, Duncan, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Hightower, Hudson, Huffman, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Pulley, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 91.

Voting in the negative: None.

Excused absences: Representatives Brown, Brubaker, Bumgardner, Dawkins, A. Hall, Holmes, Holt, Hughes, Jeralds, Miller, Mothershead, Rhyne, and Robinson — 13.

H. B. 783, A BILL TO BE ENTITLED AN ACT TO CROSS-REFER IN THE ADOPTION STATUTES TO G. S. 14-320 REGARDING THE SEPARATION OF A CHILD UNDER SIX MONTHS OLD FROM A CUSTODIAL PARENT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO MAKE A CLARIFYING AMENDMENT.

The bill, as amended, passes its third reading, by electronic vote (93-1), and is ordered engrossed and sent to the Senate.

S. B. 123, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION BOARD.

Representative Pulley offers Amendment No. 1 which is adopted by electronic vote (85-4). This amendment changes the title.

The bill remains on the Calendar for its third reading.

H. B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW ACTIONS INVOLVING UP TO TWO THOUSAND DOLLARS TO BE FILED AS SMALL CLAIMS.

On motion of Representative Redwine, consideration of the bill is postponed until May 14.

Committee Substitute for H. B. 540, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COASTAL RESOURCES COMMISSION TO CONSIDER THE PRESENT AND ANTICIPATED USE OF ADJACENT WATERS BEFORE GRANTING A PERMIT UNDER THE COASTAL AREA MANAGEMENT ACT.

On motion of Representative Bruce Ethridge, the bill is withdrawn from today's Calendar and re-referred to the Committee on Water and Air Resources.

S. B. 149, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR CERTAIN TYPES OF SPINA BIFIDA, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 156, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 34 AND 45 TO PROVIDE FOR EQUITY LINES OF CREDIT.

On motion of Representative Evans, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (97-0).

On motion of Representative Evans, consideration of the bill on its third reading is postponed until May 15.

H. B. 771, A BILL TO BE ENTITLED AN ACT TO PERMIT CITIES AND COUNTIES TO PROVIDE PUBLIC SERVICES THROUGH CONTRACTS WITH PRIVATE AGENCIES, passes its second reading, by electronic vote (90-3).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

On motion of Representative Lilley, seconded by Representative Locks, the House adjourns to reconvene Monday, May 13 at 8:00 p.m.

SEVENTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, May 13, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend G. A. Jones, Sr., Juniper Level Baptist Church, Garner, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Boyd, Colton, Gist, Hightower, James, Rhodes, Stamey, Wiser, and Wright for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 537, A BILL TO BE ENTITLED AN ACT TO REDUCE THE LENGTH OF TIME A CHILD MUST REMAIN IN FOSTER CARE AS GROUNDS FOR TERMINATING PARENTAL RIGHTS, with a favorable report, as amended.

S. B. 336, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 49-14 TO ALLOW THE ESTABLISHMENT OF PATERNITY UNTIL AGE EIGHTEEN IN ACCORDANCE WITH NORTH CAROLINA CASE LAW AND A REQUIRED BY FEDERAL LAW, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 785, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 41-2.1(b) (4) TO CLARIFY THAT A DECEDENT'S SHARE OF A JOINT BANK ACCOUNT WITH RIGHT OF SURVIVORSHIP MAY BE USED FOR THE PAYMENT OF CLAIMS AND EXPENSES OF THE ESTATE ONLY AFTER ALL THE REAL AND OTHER PERSONAL ASSETS OF THE ESTATE HAVE BEEN EXHAUSTED AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

H. B. 786, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ADMINISTRATION BY AFFIDAVIT OF A SMALL TESTATE ESTATE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

H. B. 787, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report, as amended.

H. B. 788, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Evans:

H. B. 925, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPLICATION OF THE JUVENILE CODE TO YOUTH ACCUSED OF CRIMES, is referred to the Committee on Judiciary No. 4.

By Representatives Holroyd and Sparrow:

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS, is referred to the Committee on Finance.

By Representative L. Etheridge:

H. B. 927, A BILL TO BE ENTITLED AN ACT TO CONFORM THE STATE DEFINITION OF MACHINE GUN TO THE FEDERAL DEFINITION, is referred to the Committee on State Government.

By Representatives L. Etheridge, Anderson, Barbee, Dawkins, Decker, DeVane, Fitch, Fussell, Hauser, James, Jones, Lilley, Nesbitt, Owens, Pool, Privette, C. Woodard, and Wright:

H. B. 928, A BILL TO BE ENTITLED AN ACT TO REMOVE THE LIMITATION ON LEGAL SERVICE BENEFITS PAYABLE TO MOTOR CLUB MEMBERS, is referred to the Committee on Small Business.

By Representatives Lancaster, Nye, and C. Woodard:

H. B. 929, A BILL TO BE ENTITLED AN ACT TO CREATE THE ENTERPRISE ZONE-VENTURE CAPITAL STUDY COMMISSION, is referred to the Committee on Appropriations.

By Representatives Lancaster, DeVane, and C. Woodard:

H. B. 930, A BILL TO BE ENTITLED AN ACT TO CREATE THE SIMPLIFIED BUSINESS LICENSING STUDY COMMISSION is referred to the Committee on Appropriations.

By Representative Lancaster:

H. B. 931, A BILL TO BE ENTITLED AN ACT CONCERNING SUBDIVISION WATER SYSTEM DEDICATION IN EXTRATERRITORIAL AREAS, is referred to the Committee on Judiciary No. 3.

By Representatives Lancaster and C. Woodard:

H. B. 932, A BILL TO BE ENTITLED AN ACT TO SET CERTAIN LIMITATIONS ON THE ISSUANCE OF ALCOHOLIC BEVERAGE CONTROL PERMITS WHEN

LOCAL ZONING ORDINANCES ADDRESS THE LOCATIONS OF PREMISES ON WHICH ALCOHOLIC BEVERAGES ARE SOLD OR CONSUMED, is referred to the Committee on Alcoholic Beverage Control.

By Representative Lancaster:

H. B. 933, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOAD LIGHTS TO BE ILLUMINATED FROM SUNSET TO SUNRISE, is referred to the Committee on Highway Safety.

By Representatives Lancaster and C. Woodard:

H. B. 934, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO LEVY ADDITIONAL ONE-HALF PERCENT LOCAL SALES AND USE TAXES AND TO REQUIRE THAT THE ADDITIONAL TAX REVENUE BE USED FOR CAPITAL NEEDS OF PUBLIC SCHOOLS AND OF TECHNICAL OR COMMUNITY COLLEGES, is referred to the Committee on Finance.

By Representative Lineberry:

H. B. 935, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REPAIR BLANDWOOD MANSION IN GREENSBORO, is referred to the Committee on Appropriations.

By Representative Wright:

H. B. 936, A BILL TO BE ENTITLED AN ACT TO ALLOW ESTATES TO OBTAIN THE FULL BENEFIT OF THE DEDUCTION FOR INTEREST PAID WITH RESPECT TO DEFERRED INSTALLMENTS OF FEDERAL ESTATE TAX, is referred to the Committee on Judiciary No. 2.

By Representatives Wicker and Hackney:

H. B. 937, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW ON UNDERINSURED MOTORIST COVERAGE, is referred to the Committee on Insurance.

By Representative Clark:

H. B. 938, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-295 TO INCREASE SETTLEMENT AUTHORITY OF ATTORNEY GENERAL IN TORT CLAIMS FROM FIVE THOUSAND DOLLARS TO TEN THOUSAND DOLLARS, is referred to the Committee on Judiciary No. 1.

By Representative Clark:

H. B. 939, A BILL TO BE ENTITLED AN ACT TO AMEND THE NONPROFIT CORPORATION ACT CONTAINED IN CHAPTER 55A OF THE GENERAL STATUTES OF NORTH CAROLINA AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary No. 1.

By Representatives Wood and Privette:

H. B. 940, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR OPEN PRIMARIES IN NORTH CAROLINA, is referred to the Committee on Election Laws.

By Representative Hudson:

H. B. 941, A BILL TO BE ENTITLED AN ACT CONCERNING SOLID WASTE FIRMS IN AREAS PROPOSED FOR ANNEXATION, is referred to the Committee on Small Business.

By Representatives Barker, Anderson, and Lilley:

H. B. 942, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS TO UNITED TRI-COUNTY SENIOR CITIZENS, INC., FOR SERVICES TO THE ELDERLY, is referred to the Committee on Appropriations.

By Representatives James and Evans:

H. B. 943, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT COLLEGE OF THE ALBEMARLE, is referred to the Committee on Appropriations.

By Representatives E. Warren, Barker, Barnhill, Beall, Beard, Chapin, N. J. Crawford, DeVane, Easterling, Edwards, Enloe, Foster, Gist, Greenwood, Hasty, Hunter, Jeralds, Jones, Lancaster, Lilley, Lineberry, Locks, McLaughlin, Tallent, Tyson, C. Woodard, and Wright:

H. B. 944, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MENTALLY RETARDED CHILDREN IN DEVELOPMENTAL DAY CENTERS, is referred to the Committee on Appropriations.

By Representative Diamont:

H. B. 945, A BILL TO BE ENTITLED AN ACT TO AMEND THE SOLID WASTE LAW, is referred to the Committee on Water and Air Resources.

By Representative Diamont:

H. B. 946, A BILL TO BE ENTITLED AN ACT TO AMEND THE APPLICATION FEE AND COST RECOVERY PROVISIONS OF G. S. 110-130.1 REGARDING NON-AFDC SERVICES, is referred to the Committee on Judiciary No. 4.

By Representative Sparrow:

H. B. 947, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MILITARY LIQUOR BROKER PERMIT, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Lineberry and Gist:

H. B. 948, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE SHAKESPEARE FESTIVAL, is referred to the Committee on Appropriations.

By Representatives Holroyd and Sparrow:

H. B. 949, A BILL TO BE ENTITLED AN ACT TO FURTHER LIMIT THE NUMBER OF EMPLOYEES HIRED BY STATE AGENCIES, DEPARTMENTS, BOARDS, COMMISSIONS AND INSTITUTIONS, is referred to the Committee on State Personnel.

By Representatives Holroyd and Cole:

H. B. 950, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TUITION CHARGE FOR STUDENTS AGED NINETEEN AND OLDER AND TO PROVIDE ALL STUDENTS AN EQUAL OPPORTUNITY TO COMPLETE A HIGH SCHOOL PROGRAM, is referred to the Committee on Education.

By Representative Sparrow:

H. B. 951, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXTENT TO WHICH THE DUTIES OF A BOARD OF ADJUSTMENT MAY BE ASSIGNED TO A PLANNING AGENCY, is referred to the Committee on Judiciary No. 2.

By Representatives Jeralds, Beard, Buchanan, DeVane, Edwards, Fitch, Hasty, Locks, and Privette:

H. B. 952, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE CONCERNING SPECIAL PLATES FOR AMATEUR RADIO OPERATORS, is referred to the Committee on Highway Safety.

By Representative Lilley:

H. B. 953, A BILL TO BE ENTITLED AN ACT CREATING THE NORTH CAROLINA EDUCATIONAL FACILITIES FINANCE AGENCY AND AUTHORIZING SAID AGENCY TO FINANCE, REFINANCE, CONSTRUCT, PROVIDE AND ACQUIRE AND OTHERWISE UNDERTAKE HIGHER EDUCATIONAL FACILITIES, is referred to the Committee on Finance.

By Representatives Diamont and M. Hall:

H. B. 954, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA THEATRE ARTS SECTION OF THE NORTH CAROLINA ARTS COUNCIL FOR THE PURPOSE OF DEVELOPMENT AND STRENGTHENING OF THE SOUTHERN APPALACHIAN HISTORICAL ASSOCIATION'S HISTORIC AND CULTURAL ACTIVITIES, PROGRAMS AND FACILITIES, is referred to the Committee on Appropriations.

By Representatives Noles, Buchanan, Chalk, Cromer, Hurst, Privette, Robinson, and Windley:

H. B. 955, A BILL TO BE ENTITLED AN ACT TO EXEMPT COIN-OPERATED LAUNDRIES FROM SALES TAX, is referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 288, A BILL TO BE ENTITLED AN ACT TO ESTABLISH CLEARER AND STRONGER STANDARDS FOR AGREEMENTS BETWEEN DOMESTIC INSURERS AND REINSURERS, is read the first time and is referred to the Committee on Insurance.

Committee Substitute for S. B. 289, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INTEGRITY OF DOMESTIC INSURANCE COMPANY ASSETS FOR THE PROTECTION OF POLICYHOLDERS, is read the first time and is referred to the Commmittee on Insurance.

S. B. 333, A BILL TO BE ENTITLED AN ACT RELATING TO THE AUTHORITY OF THE GOVERNOR'S ADVOCACY COUNCIL FOR PERSONS WITH DISABILITIES IN ORDER TO COMPLY WITH CHANGES IN FEDERAL LAW, is read the first time and is referred to the Committee on Mental Health.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 636, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE COMMUNITY SERVICE PAROLE PROGRAM.

Representative Decker offers Amendment No. 1 which fails of adoption by electronic vote (28-75).

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, B. Woodard, and C. Woodard — 98.

Voting in the negative: Representatives Brannan, Decker, and Wood — 3.

Excused absences: Representatives Boyd, Colton, Gist, Hightower, James, Rhodes, Stamey, Wiser, and Wright — 9.

Committee Substitute for H. B. 206, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FEE RATE FOR ADMINISTRATION OF ESTATES AND TO SET A MAXIMUM CUMULATIVE FEE.

On motion of Representative Wicker, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, M. Hall, Hasty, Hauser, Hege, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wood, B. Woodard, and C. Woodard — 100.

Voting in the negative: Representatives Blue and Hackney —2.

Excused absences: Representatives Boyd, Colton, Gist, Hightower, James, Rhodes, Stamey, Wiser, and Wright — 9.

S. B. 123, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION BOARD AND CHANGE THE PENALTY FOR VIOLATION OF THE ACT.

The bill, as amended, passes its third reading, by electronic vote (92-3), and is ordered sent to the Senate for concurrence in House amendment.

H. B. 771, A BILL TO BE ENTITLED AN ACT TO PERMIT CITIES AND COUNTIES TO PROVIDE PUBLIC SERVICES THROUGH CONTRACTS WITH PRIVATE AGENCIES, passes its third reading, by electronic vote (101-0), and is ordered sent to the Senate.

Committee Substitute for H. B. 274, A BILL TO BE ENTITLED AN ACT TO REMOVE THE REQUIREMENT THAT ABSENTEE BALLOTS FROM OUTSIDE THE UNITED STATES NEED TO BE NOTARIZED.

Representative Hunter offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (95-7), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 506, A BILL TO BE ENTITLED AN ACT RELATING TO QUORUM AND VOTING REQUIREMENTS OF THE STATE BANKING COMMISSION.

Representative Lancaster offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 680, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE PERSONNEL ACT.

On motion of Representative B. Woodard, the bill is withdrawn from tonight's Calendar and re-referred to the Committee on State Personnel.

H. B. 801, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO USE AVIATION GRANT FUNDS FOR ALL DIRECT AND INDIRECT COSTS OF ADMINISTERING AIRPORT GRANT PROJECTS, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 233, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 136 OF THE GENERAL STATUTES TO PROVIDE FOR SERVICE UPON THE DEPARTMENT OF TRANSPORTATION.

On motion of Representative Barbee, consideration of the bill is postponed until May 14.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 149, AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR CERTAIN TYPES OF SPINA BIFIDA.

S. B. 203, AN ACT TO AUTHORIZE LOCAL HEALTH DIRECTORS TO ENTER CONTRACTS.

S. B. 315, AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN THE TOWN OF LANDIS AND THE CITY OF KANNAPOLIS.

S. B. 316, AN ACT TO CLARIFY THE LAW RELATING TO ACQUISITION BY THE CITY OF MONROE OF STREET RIGHT-OF-WAY OUTSIDE THE CORPORATE LIMITS.

H. B. 335, AN ACT TO PROHIBIT TRAPPING AT CERTAIN TIMES IN DARE COUNTY.

H. B. 600, AN ACT TO PROVIDE FOR THE TAKING OF FOXES IN ROCKINGHAM COUNTY DURING SHORT OPEN SEASON.

S. J. R. 275, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLES BRANTLEY AYCOCK BROWN — "MR. OUTER BANKS".

On motion of Representative Lilley, seconded by Representative Watkins, the House adjourns to reconvene May 14 at 1:30 p.m.

SEVENTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 14, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Reverend Henry Lovelace, Zebulon United Methodist Church, Zebulon, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Gist, Jeralds, Justus, Pulley, Rhodes, and R. Warren for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 512, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 48-25 TO PERMIT DISCLOSURE OF INFORMATION CONCERNING ADOPTEES AND THEIR BIOLOGICAL RELATIVES, with a favorable report.

H. B. 812, A BILL TO BE ENTITLED AN ACT TO EXEMPT PARTNERSHIPS THAT RENDER PROFESSIONAL SERVICES FROM THE REQUIREMENT THAT THEY FILE A CERTIFICATE OF ASSUMED NAME, with a favorable report.

By Representative Murphy for the Committee on Health:

H. B. 372, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 130A-5 TO AUTHORIZE THE SECRETARY TO REVIEW AND EXAMINE MEDICAL RECORDS AND TO DECLARE ALL MEDICAL RECORDS IN THE POSSESSION OF THE DEPARTMENT OF HUMAN RESOURCES AND LOCAL HEALTH DEPARTMENTS TO BE CONFIDENTIAL, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 16. The original bill is placed on the Unfavorable Calendar.

H. B. 836, A BILL TO BE ENTITLED AN ACT TO REGULATE PUBLIC HEALTH PHARMACY PRACTICE, with a favorable report.

By Representative James for the Committee on Agriculture:

H. B. 821, A BILL TO BE ENTITLED AN ACT TO BAN THE ADDITION OF SULFITING AGENTS TO CERTAIN FOODS, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

S. B. 32, A BILL TO BE ENTITLED AN ACT TO PERMIT ENFORCEMENT OF ALIMONY JUDGEMENTS WHILE ON APPEAL, with an unfavorable report as to bill, favorable as to House committee substitute bill.

The House substitute bill is placed on the Calendar for May 16. The original bill is placed on the Unfavorable Calendar.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 503, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CONCORD TO ENTER INTO LEASES OF UP TO TWENTY YEARS WITHOUT BID, AND TO CLARIFY FINANCING AVAILABLE TO THE CITY AND ITS BOARD OF LIGHT AND WATER COMMISSIONERS, with a favorable report, as amended.

H. B. 504, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES AND THE CITIES OF WILKESBORO AND NORTH WILKESBORO TO APPROPRIATE MONEY TO THE WILKES YMCA, with a favorable report.

H. B. 507, A BILL TO BE ENTITLED AN ACT TO AMEND THE TOWN OF KNIGHTDALE CHARTER TO PERMIT CONDITIONAL USE ZONING, with a favorable report.

H. B. 509, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CHARLOTTE-MECKLENBURG COUNTY BOARD OF EDUCATION TO CONTINUE ITS PILOT PROGRAM EXTENDING THE PROBATIONARY PERIOD FOR NON-TENURED TEACHERS, with a favorable report.

H. B. 571, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY TO ACCEPT GIFTS OF REAL PROPERTY FOR ROADWAY RESERVATIONS, with a favorable report.

H. B. 572, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF APEX, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 16. The original bill is placed on the Unfavorable Calendar.

H. B. 573, A BILL TO BE ENTITLED AN ACT TO EXPAND THE EXTRATERRITORIAL PLANNING JURISDICTION OF THE TOWN OF KNIGHTDALE, AND TO EXPAND THE LIMIT ON SATELLITE ANNEXATIONS BY THAT TOWN, with a favorable report.

H. B. 603, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF CORNELIUS TO USE CONDITIONAL USE ZONING DISTRICTS, with a favorable report.

H. B. 650, A BILL TO BE ENTITLED AN ACT TO BRING MECKLENBURG COUNTY UNDER THE GENERAL LAW REGARDING SETTING SALARIES OF THE BOARD OF EDUCATION, with a favorable report.

H. B. 794, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF BEAUFORT TO REGULATE THE POSSESSION OF BEER AND UNFORTIFIED WINE BY ORDINANCE, with a favorable report.

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 285, A BILL TO BE ENTITLED AN ACT TO PROVIDE UNREDUCED SERVICE RETIREMENT BENEFITS WHENEVER AGE AND YEARS OF SERVICE TOTAL EIGHTY-FIVE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 365, A BILL TO BE ENTITLED AN ACT TO CONFORM THE GENERAL STATUTE AUTHORIZING AND ESTABLISHING THE OPTIONAL RETIREMENT PROGRAM TO LATER ACTION OF THE GENERAL ASSEMBLY WITH RESPECT TO TAX TREATMENT OF STATE RETIREMENT CONTRIBUTIONS AND STRUCTURE OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report, as amended.

S. B. 146, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CONFEDERATE WIDOW'S PENSION, with a favorable report.

S. B. 189, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 926, 1947 SESSION LAWS AS AMENDED, RELATING TO THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, with a favorable report.

Committee Substitute for S. B. 262, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 118-7 AS THAT STATUTE APPLIES TO THE CITY OF ASHEBORO TO ESTABLISH SUPPLEMENTAL RETIREMENT BENEFITS FOR ASHEBORO'S FIREMEN, with a favorable report.

S. B. 348, A BILL TO BE ENTITLED AN ACT TO CONSIDER THE EFFECTS OF UNENCUMBERED ACTUARIAL GAINS UPON EMPLOYER OR STATE CONTRIBUTIONS TO AND UNFUNDED ACCRUED LIABILITIES OF RETIREMENT AND PENSION PLANS ADMINISTERED BY THE STATE, with a favorable report.

S. B. 358, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SUPPLEMENTAL RETIREMENT FUND FOF FIREMEN IN THE CITY OF WILLIAMSTON, with a favorable report.

S. B. 389, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RETIREMENT ACTUARIAL NOTE REQUIREMENT, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 956, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN INVENTORY OF NATURAL AREAS IN BUNCOMBE COUNTY, is referred to the Committee on Appropriations.

By Representative Colton:

H. B. 957, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ORDINANCES RESTRICTING THE SPEED OF TRAINS BE FILED WITH THE UTILITIES COMMISSION BEFORE BECOMING EFFECTIVE, is referred to the Committee on Public Utilities.

By Representative Colton:

H. B. 958, A BILL TO BE ENTITLED AN ACT TO ENABLE CITIES, TOWNS AND COUNTIES TO PROVIDE FOR NEIGHBORHOOD AND COMMUNITY PRESERVATION, is referred to the Committee on Natural and Economic Resources.

By Representatives Colton and Locks:

H. B. 959, A BILL TO BE ENTITLED AN ACT TO PERMIT TOWNS TO PROTECT NATURAL AND SCENIC FEATURES, is referred to the Committee on Natural and Economic Resources.

By Representatives Colton and Locks:

H. B. 960, A BILL TO BE ENTITLED AN ACT TO PERMIT COUNTIES TO PROTECT NATURAL AND SCENIC FEATURES, is referred to the Committee on Natural and Economic Resources.

By Representative Lilley:

H. B. 961, A BILL TO BE ENTITLED AN ACT TO AMEND, SUBJECT TO THE APPROVAL OF THE ELECTORATE, ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO AUTHORIZE THE ISSUANCE OF REVENUE BONDS TO FINANCE AND REFINANCE HIGHER EDUCATION FACILITIES OWNED BY NONPROFIT CORPORATIONS, is referred to the Committee on Finance.

By Representatives Enloe and Locks:

H. B. 962, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CHEROKEE COUNTY HISTORICAL MUSEUM, is referred to the Committee on Appropriations.

By Representatives Enloe and Locks:

H. B. 963, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF EMPLOYMENT REGARDING TEMPORARY EMERGENCY SERVICE WORKERS IN THE EMPLOYMENT SECURITY LAW, is referred to the Committee on Employment Security.

By Representatives Enloe and Locks:

H. B. 964, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE HIGHLANDS PUBLIC LIBRARY IN MACON COUNTY FOR CAPITAL IMPROVEMENTS, is referred to the Committee on Appropriations.

By Representatives Watkins and Locks:

H. B. 965, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A GENERAL STATEWIDE CASH MANAGEMENT POLICY FOR THE STATE OF NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Watkins and Locks:

H. J. R. 966, A JOINT RESOLUTION TO ESTABLISH A COMMISSION TO STUDY THE POTENTIAL FOR MIXED USE IN A PORTION OF THE STATE GOVERNMENT COMPLEX, is referred to the Committee on Rules and Operation of the House.

By Representative Watkins:

H. B. 967, A BILL TO BE ENTITLED AN ACT RELATING TO PROFESSIONAL BONDSMEN, RUNNERS AND FORFEITURES, is referred to the Committee on Judiciary No. 4.

By Representative Watkins:

H. B. 968, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CENTRAL PAYROLL SYSTEM FOR THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representative Watkins:

H. B. 969, A BILL TO BE ENTITLED AN ACT CONCERNING VENUE FOR JUDICIAL REVIEW UNDER THE ADMINISTRATIVE PROCEDURE ACT, is referred to the Committee on Judiciary No. 4.

By Representative Watkins:

H. B. 970, A BILL TO BE ENTITLED AN ACT TO CLARIFY CONDITIONS OF PROBATION, is referred to the Committee on Judiciary No. 4.

By Representative Watkins:

H. B. 971, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TREASURER TO AUTHORIZE LIMITED EXEMPTIONS FORM THE DAILY DEPOSIT LAW, is referred to the Committee on Appropriations.

By Representative Allran:

H. B. 972, A BILL TO BE ENTITLED AN ACT TO MAKE BUILDERS CIVILLY LIABLE FOR BUILDING CODE VIOLATIONS, is referred to the Committee on Judiciary No. 2.

By Representatives Tyndall and Bruce Ethridge:

H. B. 973, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CAPE CARTERET VOLUNTEER FIRE AND RESCUE DEPARTMENT TO PARTICIPATE IN A COUNTYWIDE COMMUNICATION SYSTEM, is referred to the Committee on Appropriations.

By Representative Tyndall:

H. B. 974, A BILL TO BE ENTITLED AN ACT TO ALLOW PAROLE HEARINGS FOR A PRISONER CONVICTED OF A CLASS A, B, C, OR D FELONY OR A SIMILAR FELONY TO BE CONDUCTED IN THE COUNTY IN WHICH THE PRISONER WAS CONVICTED, is referred to the Committee on Judiciary No. 4.

By Representatives Chalk, Fitch, Jones, Lancaster, Sizemore, and Wright:

H. B. 975, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO CREATE LAW ENFORCEMENT SERVICE DISTRICTS, is referred to the Committee on Judiciary No. 3.

By Representative Michaux:

H. B. 976, A BILL TO BE ENTITLED AN ACT CONCERNING THE STATUTES RELATING TO THE OPERATION OF BINGO GAMES; TO DELETE THE AMENDMENT TO THE APPROPRIATION BILL PASSED ON JULY 22, 1983, AND TO ENSURE FAIRNESS AND PUBLIC PARTICIPATION, is referred to the Committee on Judiciary No. 2.

By Representative Miller:

H. B. 977, A BILL TO BE ENTITLED AN ACT TO REFORM THE LAWS REGULATING COMMON CARRIERS OF PASSENGERS BY MOTOR VEHICLE, is referred to the Committee on Judiciary No. 1.

By Representatives Miller, Diamont, and Jones:

H. B. 978, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE, is referred to the Committee on Highway Safety.

By Representative Miller:

H. B. 979, A BILL TO BE ENTITLED AN ACT TO AMEND THE SAFE ROADS ACT, is referred to the Committee on Judiciary No. 1.

By Representative Miller:

H. B. 980, A BILL TO BE ENTITLED AN ACT TO ALLOW PHYSICIANS TO REPORT PHYSICALLY IMPAIRED DRIVERS TO THE COMMISSIONER OF MOTOR VEHICLES, is referred to the Committee on Judiciary No. 1.

By Representative Miller:

H. B. 981, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO ISSUE DRIVER'S LICENSES WITH MICROFILMED OR COMPUTERIZED MEDICAL INFORMATION, is referred to the Committee on Highway Safety.

By Representative Miller:

H. B. 982, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE ABILITY OF CONTRACTORS TO SPONSOR DINNERS OR OTHER SOCIAL EVENTS AT MEETINGS OF PROFESSIONAL ORGANIZATIONS, is referred to the Committee on Corporations.

By Representative Miller:

H. B. 983, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A REHABILITATION EXERCISE CENTER AT LENOX BAKER CHILDREN'S HOSPITAL, is referred to the Committee on Appropriations.

By Representatives Fussell, Blue, Holroyd, Sparrow, Stamey, and Wiser:

H. B. 984, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EMERGENCY TECHNICAL TRAINING IN HIGH TECHNOLOGY FIELDS AT WAKE TECHNICAL INSTITUTE, is referred to the Committee on Appropriations.

By Representative Barnes:

H. B. 985, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESIDENTIAL RENTAL AGREEMENTS ACT, is referred to the Committee on Housing.

By Representatives Barnes and Locks:

H. B. 986, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES STUDY THE ISSUE OF REVISION OF MINIMUM STANDARDS FOR THE CONSTRUCTION AND OPERATION OF LOCAL JAILS, is referred to the Committee on Corrections.

By Representative Barnes:

H. B. 987, A BILL TO BE ENTITLED AN ACT TO PROVIDE JUDICIAL DISCRETION FOR DEFINITE TERMS OF COMMITMENT FOR CERTAIN ACTS BY JUVENILES, is referred to the Committee on Judiciary No. 3.

By Representative Barnes:

H. B. 988, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SHORT-TERM COMMITMENTS OF JUVENILES TO LOCAL APPROVED FACILITIES, is referred to the Committee on Judiciary No. 3.

By Representative Barnes:

H. B. 989, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SINGLE AUDIT IMPLEMENTATION FOR LOCAL GOVERNMENTS, is referred to the Committee on Judiciary No. 3.

By Representative Mavretic:

H. B. 990, A BILL TO BE ENTITLED AN ACT TO ASSURE FUNDING FOR INCOMPLETE COMMUNITY DEVELOPMENT PROJECTS THROUGH THE SMALL CITIES COMMUNITY REVITALIZATION PROGRAM, is referred to the Committee on Appropriations.

By Representative Mavretic:

H. B. 991, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RELOCATE AND RESTORE A HISTORIC STRUCTURE IN EDGECOMBE COUNTY, is referred to the Committee on Appropriations.

By Representative Mavretic:

H. B. 992, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE UNFAIR DEBT COLLECTION PRACTICES ACT, is referred to the Committee on Corporations.

By Representative Mavretic:

H. B. 993, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MAINTENANCE AND REPAIR OF THE RED OAK COMMUNITY CENTER, is referred to the Committee on Appropriations.

By Representatives J. W. Crawford and Locks:

H. B. 994, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ADMINISTRATIVE COSTS OF SOCIAL SERVICES PROGRAMS, is referred to the Committee on Appropriations.

By Representatives J. W. Crawford, Church, and Watkins:

H. B. 995, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES IN CREATING AMBULANCE AND RESCUE SQUAD SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT, is referred to the Committee on Finance.

By Representative Pool:

H. B. 996, A BILL TO BE ENTITLED AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS, is referred to the Committee on Education.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 206, A BILL TO BE ENTITLED AN ACT TO REDUCE THE FEE RATE FOR ADMINISTRATION OF ESTATES AND TO SET A MAXIMUM CUMULATIVE FEE.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Craven, J. W.

Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hurst, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Noles, Nye, Payne, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 94.

Voting in the negative: None.

Excused absences: Representatives Beard, Jeralds, Justus, Pulley, Rhodes, and R. Warren — 6.

H. B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW ACTIONS INVOLVING UP TO TWO THOUSAND DOLLARS TO BE FILED AS SMALL CLAIMS, passes its second reading, by electronic vote (98-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Wicker moves that the vote by which the bill passed its third reading be reconsidered and this motion carries by electronic vote (83-20).

Representative Wicker objects to the third reading. The bill remains on the Calendar.

S. B. 233, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 136 OF THE GENERAL STATUTES TO PROVIDE FOR SERVICE UPON THE DEPARTMENT OF TRANSPORTATION, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 537, A BILL TO BE ENTITLED AN ACT TO REDUCE THE LENGTH OF TIME A CHILD MUST REMAIN IN FOSTER CARE AS GROUNDS FOR TERMINATING PARENTAL RIGHTS.

On motion of Representative Michaux, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

S. B. 336, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 49-14 TO ALLOW THE ESTABLISHMENT OF PATERNITY UNTIL AGE EIGHTEEN IN ACCORDANCE WITH NORTH CAROLINA CASE LAW AND AS REQUIRED BY FEDERAL LAW, passes its second reading, by electronic vote (61-32).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

H. B. 785, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 41-2.1(b) (4) TO CLARIFY THAT A DECEDENT'S SHARE OF A JOINT BANK ACCOUNT WITH RIGHT OF SURVIVORSHIP MAY BE USED FOR THE PAYMENT OF CLAIMS

AND EXPENSES OF THE ESTATE ONLY AFTER ALL THE REAL AND OTHER PERSONAL ASSETS OF THE ESTATE HAVE BEEN EXHAUSTED AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The bill fails to pass its second reading by electronic vote (9-96).

H. B. 786, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ADMINISTRATION BY AFFIDAVIT OF A SMALL TESTATE ESTATE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Lancaster, consideration of the bill is postponed until May 21.

H. B. 787, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Clark, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 788, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (91-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Miller, H. B. 548, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES WITH POPULATIONS IN EXCESS OF TWO HUNDRED THOUSAND TO BORROW MONEY AND ISSUE BONDS FOR THE PURPOSE OF ACQUIRING RIGHTS-OF-WAY FOR PUBLIC STREETS, is withdrawn from the Committee on Judiciary No. 1 and re-referred to the Committee on Transportation.

On motion of Representative Miller, H. B. 549, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ACQUIRE RIGHTS-OF-WAY FOR PUBLIC STREETS, is withdrawn from the Committee on Judiciary No. 1 and re-referred to the Committee on Transportation.

On motion of Representative Miller, H. B. 566, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES WITH A POPULATION OVER TWO HUNDRED THOUSAND TO APPROPRIATE PROPERTY TAX REVENUE FOR THE PURPOSE OF ACQUIRING RIGHTS-OF-WAY FOR PUBLIC STREETS, is withdrawn from the Committee on Judiciary No. 1 and re-referred to the Committee on Transportation.

On motion of Representative Miller, H. B. 587, A BILL TO BE ENTITLED AN ACT TO GRANT COUNTIES WITH A POPULATION IN EXCESS OF TWO HUNDRED THOUSAND THE POWER OF EMINENT DOMAIN FOR THE PURPOSE OF ACQUIRING RIGHTS-OF-WAY FOR PUBLIC STREETS, is withdrawn from the Committee on Judiciary No. 1 and re-referred to the Committee on Transportation.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. J. R. 558, A JOINT RESOLUTION PROVIDING FOR JOINT SESSIONS OF THE SENATE COMMITTEE ON COMMERCE AND THE HOUSE COMMITTEE ON PUBLIC UTILITIES TO REVIEW THE GOVERNOR'S APPOINTEES TO THE UTLITIES COMMISSION AND PROVIDING FOR A JOINT SESSION OR SESSIONS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ACT ON CONFIRMATION ON THE APPOINTMENTS MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, is read the first time and is referred to the Committee on Rules and Operation of the House.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 393, AN ACT TO PERMIT THE TAKING OF FOXES IN AVERY COUNTY.

H. B. 598, AN ACT TO PROVIDE FOR THE USE OF ALL PROPERTY TAX COLLECTION METHODS IN THE COLLECTION OF SPECIAL ASSESSMENTS IN THE TOWN OF MAYODAN.

On motion of Representative Lilley, seconded by Representative Ballance, the House adjourns in memory of Trooper Raymond Earl Worley, member of the State Highway Patrol killed in line of duty, to reconvene May 15 at 1:30 p.m.

SEVENTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 15, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Lonnie Kendall, Pastor Mt. Carmel United Methodist Church, Reidsville, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Gist, Locks, Rhodes, Robinson, and B. Woodard for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 420, A JOINT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ENACT THE TEXTILE AND APPAREL TRADE ENFORCEMENT ACT OF 1985, with a favorable report, as amended.

H. J. R. 865, A JOINT RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report, as amended.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 306, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO PERMIT THE GENERAL ASSEMBLY TO GRANT TO APPROPRIATE PUBLIC BODIES IN THE STATE ADDITIONAL POWERS TO DEVELOP NEW AND EXISTING SEAPORTS AND AIRPORTS, INCLUDING POWERS TO FINANCE AND REFINANCE FOR PUBLIC AND PRIVATE PARTIES SEAPORT AND AIRPORT AND RELATED FACILITIES AND IMPROVEMENTS, with a favorable report, as amended.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 795, A BILL TO BE ENTITLED AN ACT PROVIDING FOR PORTECTING THE PUBLIC FROM INACTIVE HAZARDOUS SUBSTANCE DISPOSAL SITES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 17. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for H. B. 540, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COASTAL RESOURCES COMMISSION TO CONSIDER THE PRESENT AND ANTICIPATED USE OF ADJACENT WATERS BEFORE GRANTING A PERMIT UNDER THE COASTAL AREA MANAGEMENT ACT, with a favorable report.

By Representative Holroyd for the Committee on Cultural Resources:

H. B. 770, A BILL TO BE ENTITLED AN ACT TO MAKE THE SECRETARY OF CULTURAL RESOURCES AN EX OFFICIO MEMBER OF THE GOVERNING BODY OF THE NORTH CAROLINA ART SOCIETY, INC,, with a favorable report.

H. B. 811, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HOTEL FREEMAN (PEARL) HISTORICAL SITE IN WINDSOR, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 859, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR THE EASTERN MUSIC FESTIVAL, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Chapin for the Committee on Marine Fisheries:

H. B. 628, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS IN THE STATUTE REGARDING OCEAN PIERS AND TRASH FISHING, with a favorable report.

S. B. 304, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PROCEDURES UNDER WHICH SHELLFISH LEASE APPLICATIONS ARE DETERMINED, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 333, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MOORE

COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS, with an unfavorable report.

H. B. 434, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF HILLSBOROUGH, with a favorable report, as amended.

H. B. 660, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CATAWBA COUNTY BOARD OF EDUCATION FROM FIVE TO SEVEN MEMBERS, with an indefinite postponement report.

S. B. 205, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MOORE COUNTY BOARD OF COMMISSIONERS FROM FIVE TO SEVEN MEMBERS AND TO PROVIDE FOR NOMINATION AND ELECTION BY DISTRICT, with an unfavorable report.

S. B. 242, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONSENT OF THE CABARRUS COUNTY BOARD OF COMMISSIONERS BEFORE LAND IN THAT COUNTY MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THE COUNTY, with a favorable report.

S. B. 247, A BILL TO BE ENTITLED AN ACT TO ALLOW ROWAN COUNTY TO ESTABLISH VOTING PRECINCTS WITHOUT REGARD TO TOWNSHIP BOUNDARIES, with a favorable report.

S. B. 254, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WAKE FOREST TO DISPOSE OF REAL PROPERTY AT PRIVATE SALE FOR THE PURPOSE OF ECONOMIC DEVELOPMENT, with a favorable report.

S. B. 255, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WAKE FOREST TO EXERCISE EXTRATERRITORIAL PLANNING POWERS UP TO TWO MILES FROM THE CORPORATE LIMITS WITH THE APPROVAL OF THE COUNTY BOARD OF COMMISSIONERS, with a favorable report.

S. B. 263, A BILL TO BE ENTITLED AN ACT CREATING A BIRD SANCTUARY AT LAKE TABOR IN COLUMBUS COUNTY, with a favorable report, as amended.

S. B. 281, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF NASHVILLE TO EXERCISE EXTRATERRITORIAL PLANNING POWERS UP TO TWO MILES FROM THE CORPORATE LIMITS WITH THE APPROVAL OF THE COUNTY BOARD OF COMMISSIONERS, with a favorable report.

By Representative Fussell for the Committee on Highway Safety:

Senate Committee Substitute No. 2 for S. B. 39, A BILL TO BE ENTITLED AN ACT TO MAKE THE USE OF SEAT BELTS IN MOTOR VEHICLES MANDATORY, with a favorable report, as amended.

By Representative Enloe for the Committee on Employment Security:

H. B. 780, A BILL TO BE ENTITLED AN ACT TO CLARIFY SECTION 96-29 OF THE EMPLOYMENT SECURITY LAW, with a favorable report.

By Representative Nesbitt for the Committee on Insurance:

H. B. 488, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR COVERAGE UNDER THE STATE PROPERTY FIRE INSURANCE FUND TO BE ON A REPLACEMENT COST BASIS INSTEAD OF AN ACTUAL CASH VALUE BASIS;

AND TO REIMBURSE LOCAL FIRE DEPARTMENTS FOR PROTECTION OF STATE PROPERTY FROM THE GENERAL FUND, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

S. B. 385, A BILL TO BE ENTITLED AN ACT TO INSURE THE COMPETITIVE SELECTION OF PAYROLL DEDUCTION INSURANCE PRODUCTS PAID FOR BY STATE EMPLOYEES, with a favorable report, as amended.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 591, A BILL TO BE ENTITLED AN ACT TO MAKE THE CONTENTS OF THE CLERKS CRIMINAL RECORD INDEX ADMISSIBLE TO PROVE PRIOR MISDEMEANOR CONVICTIONS WHEN THE ORIGINAL JUDGMENTS HAVE BEEN DESTROYED, with a unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 17. The original bill is placed on the Unfavorable Calendar.

By Representative Stamey for the Committee on State Personnel:

Committee Substitute for H. B. 680, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE PERSONNEL ACT, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2.

On motion of Representative Stamey, the rules are suspended and Committee Substitute Bill No. 2 is placed on the Calendar for May 16. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for H. B. 94, A BILL TO BE ENTITLED AN ACT TO FURTHER DEFINE THE APPROPRIATE POLITICAL ACTIVITY OF STATE EMPLOYEES, with a unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 17. The original bill is placed on the Unfavorable Calendar.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 533, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS, with a unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Wicker, the rules are suspended and the substitute bill is placed on the Calendar for May 21. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Pulley, H. B. 867, A BILL TO BE ENTITLED AN ACT TO ALLOW CITIES TO ACQUIRE STREET RIGHT-OF-WAY AND CONSTRUCT STREETS AND SIDEWALKS OUTSIDE THE CORPORATE LIMITS, AND TO ALLOW COUNTIES TO JOINTLY FUND ACQUISITION BY CITIES OF LAND IN UNINCORPORATED AREAS AS RIGHTS-OF-WAY FOR STREET CONSTRUCTION OR IMPROVEMENT PROJECTS AROUND A MUNICIPALITY, BUT

REQUIRING JOINT ADOPTION OF A THOROUGHFARE PLAN BY THE CITY, COUNTY, AND STATE IN THOSE CIRCUMSTANCES, is withdrawn from the Committee on Judiciary No. 4 and referred to the Committee on Transportation.

On motion of Representative Miller, H. B. 977, A BILL TO BE ENTITLED AN ACT TO REFORM THE LAWS REGULATING COMMON CARRIERS OF PASSENGERS BY MOTOR VEHICLE, is withdrawn from the Committee on Judiciary No. 1 and re-referred to the Committee on Public Utilities.

INTRODUCTION OF BILLS AND RESOULTIONS

The following are introduced, read the first time and referred to committee:

By Representative McDowell:

H. B. 997, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EXPUNGEMENT OF RECORDS OF FIRST OFFENDERS ONLY WHEN CHARGES ARE DISMISSED OR THERE ARE FINDINGS OF NOT GUILTY, is referred to the Committee on Judiciary No. 1.

By Representative McDowell:

H. B. 998, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA FARMWORKER COUNCIL, is referred to the Committee on Appropriations.

By Representative Beall and DeVane:

H. B. 999, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FAIR ALLOCATION OF THE COMMUNITY REVITALIZATION CATEGORY OF THE SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, is referred to the Committee on Appropriations.

By Representative Beall:

H. B. 1000, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A STUDY OF THE WATER QUALITY OF THE PORTION OF THE PIGEON RIVER BASIN ABOVE THE CANTON WATER SUPPLY INTAKE AND FOR RELATED PURPOSES, is referred to the Committee on Appropriations.

By Representatives Ballance and Edwards:

H. B. 1001, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE NECESSITY OF A CITED PERSON SIGNING THE TRAFFIC CITATION, is referred to the Committee on Judiciary No. 4.

By Representatives Holt and Bowman:

H. B. 1002, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DUTIES OF EMERGENCY VEHICLES AT RED LIGHTS, is referred to the Committee on Judiciary No. 3.

By Representatives Diamont and Privette:

H. B. 1003, A BILL TO BE ENTITLED AN ACT TO PERMIT INSPECTIONS OF ABC LICENSED PREMISES BY LOCAL LAW ENFORCEMENT OFFICERS, is referred to the Committee on Law Enforcement.

By Representative Diamont (by request):

H. B. 1004, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ADD TWO HIGH SCHOOL STUDENTS TO THE STATE BOARD OF EDUCATION, is referred to the Committee on Constitutional Amendements.

By Representative Wright:

H. B. 1005, A BILL TO BE ENTITLED AN ACT TO CONFORM PAYMENTS OF NORTH CAROLINA ESTIMATED TAX PENALTIES FOR INDIVIDUALS TO FEDERAL ESTIMATED TAX PAYMENT PENALTIES, is referred to the Committee on Finance.

By Representative Wright:

H. B. 1006, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A NATURAL AREAS INVENTORY OF COLUMBUS COUNTY, is referred to the Committee on Appropriations.

By Representative Wright:

H. B. 1007, A BILL TO BE ENTITLED AN ACT TO MODIFY THE QUALIFICATIONS FOR BEING A LAND SURVEYOR APPLICANT, is referred to the Committee on State Government.

By Representatives Wright and Wood:

H. B. 1008, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA MANUFACTURED HOUSING BOARD ACT AND TO MAKE THE TERMINOLOGY REGARDING MANUFACTURED HOUSING CONSISTENT THROUGHOUT THE GENERAL STATUTES, is referred to the Committee on Judiciary No. 2.

By Representative Wright:

H. B. 1009, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARITABLE REMAINDER TRUSTS ADMINISTRATION ACT, is referred to the Committee on Judiciary No. 2.

By Representative Wright:

H. B. 1010, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF PREFERENCE OR ADVANTAGE IN UTILITIES REGULATION, is referred to the Committee on Public Utilities.

By Representative Brinkley:

H. B. 1011, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INSTALL A HEATING AND COOLING SYSTEM IN THE GALLERY THEATRE IN HERTFORD COUNTY, is referred to the Committee on Appropriations.

By Representative Brinkley:

H. B. 1012, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WICCACON CENTER, A TREATMENT FACILITY FOR SUBSTANCE ABUSERS, is referred to the Committee on Appropriations.

By Representative Brinkley:

H. B. 1013, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO

THE MARTIN COUNTY MULTI-PURPOSE BUILDING COMMITTEE TO CONSTRUCT A MULTI-PURPOSE FACILITY, is referred to the Committee on Appropriations.

By Representatives James, Barbee, Brawley, Brinkley, Brown, Buchanan, Church, Craven, J. W. Crawford, Creecy, Enloe, Evans, M. Hall, Hudson, Lilley, McAlister, Noles, Tyson, and B. Woodard:

H. B. 1014, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PROMOTION OF AGRICULTURAL COMMODITIES, is referred to the Committee on Appropriations.

By Representatives Decker, Buchanan, and Justus:

H. B. 1015, A BILL TO BE ENTITLED AN ACT TO AMEND SECTION 11, ARTICLE IV OF THE NORTH CAROLINA CONSTITUTION TO ABOLISH THE PRACTICE OF ROTATION OF SUPERIOR COURT JUDGES, is referred to the Committee on Constitutional Amendments.

By Representatives E. Warren, Anderson, Barker, Barnes, Barnhill, Beall, Beard, Chapin, Cole, N. J. Crawford, DeVane, Duncan, Easterling, Edwards, Fitch, Foster, Fussell, Greenwood, Hasty, Hege, Jones, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McLaughlin, Nesbitt, Nye, Pool, Redwine, Tyson, and C. Woodard:

H. J. R. 1016, A JOINT RESOLUTION HONORING THE EDUCATIONAL CONTRIBUTIONS AND THE MEMORY OF GOVERNOR CHARLES B. AYCOCK AND DECLARING 1985 AS THE YEAR OF THE NORTH CAROLINA TEACHER, is referred to the Committee on Rules and Operation of the House:

By Representatives Holroyd and Privette:

H. B. 1017, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A CHAPLAIN AT THE SAMARKAND MANOR SCHOOL AT EAGLE SPRINGS, is referred to the Committee on Appropriations.

By Representative Holroyd:

H. B. 1018, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STUDENT THEATRE GUILD, INC., OF NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Holroyd:

H. B. 1019, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GOVERNOR'S COUNCIL ON PHYSICAL FITNESS AND HEALTH, is referred to the Committee on Appropriations.

By Representatives Holroyd, Buchanan, and Justus:

H. B. 1020, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR THE PRESERVATION AND MAINTENANCE OF THE PUBLIC PORTION OF THE EXECUTIVE MANSION LOCATED AT 200 NORTH BLOUNT STREET, RALEIGH, NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Holroyd:

H. B. 1021, A BILL TO BE ENTITLED AN ACT TO REPEAL G. S. 153A-77, is referred to the Committee on Health.

By Representatives J. W. Crawford, Buchanan, and Justus:

H. B. 1022, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL AND OTHER AMENDMENTS TO THE PRACTICING PSYCHOLOGISTS' LICENSING ACT, is referred to the Committee on State Government.

By Representative Holroyd:

H. B. 1023, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LEARNING TOGETHER, INC., OF WAKE COUNTY, is referred to the Committee on Appropriations.

By Representatives J. W. Crawford, Church, Bob Etheridge, Quinn, and Watkins:

H. B. 1024, A BILL TO BE ENTITLED AN ACT TO PERMIT LICENSED PSYCHOLOGISTS WITH AT LEAST TWO YEARS CLINICAL EXPERIENCE TO CONDUCT INITIAL INVOLUNTARY COMMITMENT EVALUATIONS, is referred to the Committee on Mental Health.

By Representatives Anderson, Barbee, Brinkley, Brown, Brubaker, Buchanan, Church, Creecy, Enloe, M. Hall, Hudson, James, Lilley, Lutz, Noles, and Tyson:

H. B. 1025, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN AGRICULTURAL ECONOMIC MODEL, is referred to the Committee on Appropriations.

By Representative Richardson:

H. B. 1026, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF SALES PRICE FOR PURPOSES OF DETERMINING SALES TAX DUE ON ITEMS SOLD IN VENDING MACHINES, is referred to the Committee on Finance.

By Representatives Brannan, Lancaster, and Privette:

H. B. 1027, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND RAISE THE PUNISHMENT FOR THE MISDEMEANOR OF VEHICULAR HIT AND RUN, is referred to the Committee on Law Enforcement.

By Representative McAlister:

H. B. 1028, A BILL TO BE ENTITLED AN ACT TO AMEND THE PUBLIC HEALTH LAW REGARDING IMPROVEMENT PERMITS, is referred to the Committee on Health.

By Representative Lancaster:

H. B. 1029, A BILL TO BE ENTITLED AN ACT TO VEST PROPERTY RIGHTS UPON THE ISSUANCE OF A BUILDING PERMIT, is referred to the Committee on Housing.

By Representatives Lancaster and Colton:

H. B. 1030, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE COMMITTEE ON ART WORKS IN STATE BUILDINGS, is referred to the Committee on Appropriations.

By Representative Lancaster:

H. B. 1031, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A DIVORCED WOMAN MAY RESUME THE SURNAME OF A PRIOR LIVING HUSBAND IF SHE HAS CHILDREN WHO HAVE THAT HUSBAND'S SURNAME, is referred to the Committee on Judiciary No. 3.

By Representative Lancaster:

H. B. 1032, A BILL TO BE ENTITLED AN ACT TO REINSTATE THE FORMER PROVISIONS OF G. S. 113-120.5 THROUGH 113-120.7 CONCERNING LIABILITY OF LANDOWNERS TO AUTHORIZED RECREATIONAL USERS, is referred to the Committee on Judiciary No. 3.

By Representative Lancaster:

H. B. 1033, A BILL TO BE ENTITLED AN ACT TO REQUIRE HUNTERS TO COMPLETE A HUNTER SAFETY EDUCATION PROGRAM, is referred to the Committee on Wildlife Resources.

By Representative Mavretic:

H. J. R. 1034, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM ATTMORE AND REQUESTING THE CONVENING OF THE 1987 GENERAL ASSEMBLY IN THE TOWN OF TARBORO IN HONOR OF THE TWO HUNDREDTH ANNIVERSARY OF THE 1787 GENERAL ASSEMBLY SESSION MEETING IN TARBORO, is referred to the Committee on Rules and Operation of the House.

By Representative Mavretic:

H. J. R. 1035, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MRS. EUGENIA PATTERSON VANLANDINGHAM AND THEREBY APPLAUDING THE EFFORTS TO REMOVE OR IMPROVE ABANDONED STRUCTURES WHICH BLIGHT THE SCENIC BEAUTY OF NORTH CAROLINA'S ROADWAYS, is referred to the Committee on Rules and Operation of the House.

By Representative Beall:

H. B. 1036, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PURCHASE OF LIABILITY INSURANCE BY BOARDS OF TRUSTEES IN THE COMMUNITY COLLEGE SYSTEM, is referred to the Committee on Insurance.

By Representative Miller:

H. B. 1037, A BILL TO BE ENTITLED AN ACT TO ENABLE HOSPITAL, MEDICAL AND DENTAL SERVICE CORPORATIONS TO ENGAGE IN HEALTH CARE COST CONTAINMENT ACTIVITIES, is referred to the Committee on Health.

By Representatives Tyndall and Chapin (co-sponsors); and Representative Gardner:

H. J. R. 1038, A JOINT RESOLUTION ENDORSING THE PROPOSAL OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS, is referred to the Committee on Rules and Operation of the House.

By Representatives Rhyne, Hauser, and Windley:

H. B. 1039, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE I OF THE NORTH CAROLINA CONSTITUTION TO PROVIDE THAT A DEFENDANT IN

CRIMINAL COURT MAY WAIVE JURY TRIAL IF REPRESENTED BY COUNSEL, is referred to the Committee on Constitutional Amendments.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 1040, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE BREVARD COMMUNITY ARTS CENTER IN BREVARD, is referred to the Committee on Appropriations.

By Representative Bumgardner:

H. B. 1041, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF FEES FOR THE ERECTION AND MAINTENANCE OF LOGO SIGNS, is referred to the Committee on Transportation.

By Representatives N. J. Crawford, Ballance, Beall, Boyd, Brannan, Brawley, Brown, Buchanan, Bumgardner, Church, Cole, Colton, Craven, J. W. Crawford, Dawkins, Decker, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fletcher, Foster, Fussell, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holmes, Hudson, Huffman, Hunt, Hunter, Justus, Keesee-Forrester, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Murphy, Nesbitt, Noles, Owens, Privette, Quinn, Redwine, Spoon, Tallent, Tyson, E. Warren, Watkins, Wicker, Wiser, C. Woodard, and Wright:

H. B. 1042, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS TO PURCHASE THE CRITICAL AREAS OF THE PARK AND RECREATION SYSTEM, is referred to the Committee on Appropriations.

By Representative N. J. Crawford:

H. B. 1043, A BILL TO BE ENTITLED AN ACT TO REGULATE HOT WATER HEATER SETTINGS IN RESIDENTIAL UNITS, is referred to the Committee on State Government.

By Representative Anderson:

H. B. 1044, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOAN APPLICATION FEES ON CERTAIN LOANS, is referred to the Committee on Banks and Thrift Institutions.

By Representatives Paynes and A. Hall:

H. B. 1045, A BILL TO BE ENTITLED AN ACT TO REQUIRE MARINA OPERATORS TO REPORT ALL FLOATING HOMES AND FLOATING STRUCTURES DOCKED OR STORED AT MARINAS TO THE COUNTY ASSESSOR, is referred to the Committee on Marine Fisheries.

By Representatives Payne and A. Hall:

H. B. 1046, A BILL TO BE ENTITLED AN ACT TO ALLOW VOLUNTEERS TO BE CONSIDERED STAFF FOR THE PURPOSE OF MEETING THE STAFF/PATIENT RATIO REQUIRED OF DOMICILIARY HOMES, is referred to the Committee on Judiciary No. 4.

By Representatives Nesbitt, Brannan, Colton, N. J. Crawford, Bob Etheridge, Evans, Greenwood, Hunter, Kennedy, Mavretic, Miller, Mothershead, Payne, Pool, Watkins, Wicker, and Wright:

H. B. 1047, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CHECKING

ACCOUNTS OF THE CLERKS OF SUPERIOR COURT AND FOR FEES FOR THE HANDLING OF FUNDS BY THE CLERKS OF SUPERIOR COURT, is referred to the Committee on Courts and Administration of Justice.

By Representatives Nesbitt, Colton, N. J. Crawford, Esposito, Evans, Foster, Greenwood, Miller, Payne, Redwine, and Windley:

H. B. 1048, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION TO SET THE SCHOOL CALENDAR SO THAT THE FIRST DAY STUDENTS ARE REQUIRED TO ATTEND SCHOOL IS AFTER LABOR DAY, is referred to the Committee on Education.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 1049, A BILL TO BE ENTITLED AN ACT CONCERNING VENUE FOR JUDICIAL REVIEW UNDER THE ADMINISTRATIVE PROCEDURE ACT, is referred to the Committee on Judiciary No. 4.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 1050, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO TRANSYLVANIA COUNTY FOR BLUE RIDGE TECHNICAL COLLEGE, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Colton, N. J. Crawford, Greenwood, and Lancaster:

H. B. 1051, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE ESTABLISHMENT OF A STATE CONTROLLER STUDY COMMISSION TO STUDY THE FEASIBILITY OF ESTABLISHING A STATE CONTROLLER, is referred to the Committee on Appropriations.

By Representatives Locks, Ballance, Barnhill, Beard, Blue, Bowman, DeVane, Edwards, Fitch, Hasty, Holt, Jeralds, Jones, Kennedy, Nye, Pool, Richardson, Tyson, E. Warren and C. Woodard:

H. B. 1052, A BILL TO BE ENTITLED AN ACT AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY INNOVATIVE APPROACHES TO FINANCE THE HEALTH PROMOTION, DISEASE PREVENTION EFFORT IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Locks, Ballance, Barnhill, Beard, Blue, Bowman, DeVane, Diamont, Edwards, Fitch, Hasty, Hauser, Holt, Jeralds, Jones, Kennedy, Lilley, Michaux, Nye, Pool, Richardson, Tyson, E. Warren, Wiser, and C. Woodard:

H. B. 1053, A BILL TO BE ENTITLED AN ACT AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY LIFE CARE ARRANGEMENTS, is referred to the Committee on Appropriations.

By Representatives Wood, Chalk, Decker, Locks, and Privette:

H. B. 1054, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PUBLISHING OF THE PRAYERS OF THE CHAPLAINS OF THE TWO HOUSES OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules and Operation of the House.

By Representatives Wood, Privette, and Windley:

H. B. 1055, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ADVERTISEMENTS OF ABORTION FACILITIES CONTAIN SUITABLE HEALTH WARNINGS, is referred to the Committee on Human Resources.

By Representatives Boyd, Brubaker, N. J. Crawford, Decker, DeVane, Esposito, Bruce Ethridge, Gardner, Jones, Ligon, Privette, Sizemore, Sparrow, Tallent, Windley, Wood, and Wright:

H. B. 1056, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ABORTION REMAINS BE DISPOSED OF IN A HUMANE MANNER, LIMITED TO BURIAL OR CREMATION, is referred to the Committee on Human Resources.

By Representatives Boyd, Brubaker, Esposito, Gardner, Privette, Sizemore, Sparrow, Tallent, Windley, and Wood:

H. B. 1057, A BILL TO BE ENTITLED AN ACT TO IMPROVE STATISTICAL REPORTS OF ABORTION, is referred to the Committee on Human Resources.

By Representatives Privette, Windley, and Wood:

H. B. 1058, A BILL TO BE ENTITLED AN ACT TO PROHIBIT ALCOHOLIC BEVERAGE ADVERTISING, is referred to the Committee on Judiciary No. 1.

By Representatives E. Warren, Bob Etheridge, and Evans:

H. B. 1059, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MAXIMUM RATE OF INTEREST MAY VARY DURING THE TERM OF VARIABLE RATE LOANS, is referred to the Committee on Banks and Thrift Institutions.

By Representatives E. Warren and Evans:

H. B. 1060, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUTURE OBLIGATIONS SECURED BY A SECURITY INSTRUMENT MUST BE EVIDENCED BY A WRITTEN INSTRUMENT OR NOTATION ONLY WHEN THE OBLIGOR AND OBLIGEE HAVE AGREED IN WRITING THAT SUCH OBLIGATIONS SHALL BE EVIDENCED BY A WRITTEN INSTRUMENT OR NOTATION, is referred to the Committee on Banks and Thrift Institutions.

By Representative Evans:

H. B. 1061, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE NATURE AND HISTORIC PRESERVE DEDICATION ACT BY REPEALING THE AUTHORITY TO GRANT UTILITY EASEMENTS IN JOCKEYS RIDGE STATE PARK, is referred to the Committee on Natural and Economic Resources.

By Representatives Evans and Jones:

H. B. 1062, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE BOARD OF BARBER EXAMINERS SHALL ALLOW BARBERS FROM OTHER STATES WITH ON-THE-JOB TRAINING AND EXPERIENCE TO TAKE THE BARBER EXAMINATION, is referred to the Committee on State Government.

By Representatives Evans and Wood:

H. B. 1063, A BILL TO BE ENTITLED AN ACT TO GRANT PARITY WITH FEDERALLY CHARTERED SAVINGS AND LOAN ASSOCIATIONS BY PERMITTING STATE CHARTERED SAVINGS AND LOAN ASSOCIATIONS TO CALL THEMSELVES SAVINGS BANKS, is referred to the Committee on Banks and Thrift Institutions.

By Representatives Wiser, Barbee, Beall, Blue, Brannan, Bumgardner, Chapin, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Diamont, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fletcher, Foster, Fussell, Greenwood, Hasty, Hauser, Holroyd, Hudson, Jones, Lineberry, Locks, Lutz, Mavretic, Nesbitt, Payne, Pool, Redwine, Sparrow, Stamey, Tyndall, Tyson, Wicker, and C. Woodard:

H. B. 1064, A BILL TO BE ENTITLED AN ACT TO CREATE A COMMISSION TO STUDY THE STATE PERSONNEL SYSTEM, is referred to the Committee on Appropriations.

By Representatives Beall, Buchanan, and Justus:

H. B. 1065, A BILL TO BE ENTITLED AN ACT TO TREAT JUDGES LIKE OTHER MEMBERS OF THE LEGAL PROFESSION, is referred to the Committee on Courts and Administration of Justice.

By Representatives Foster, Beard, Bowman, Decker, Diamont, Gardner, Lutz, Privette, Windley, and Wood:

H. B. 1066, A BILL TO BE ENTITLED AN ACT TO REPEAL THE AUTHORIZATION OF LOCAL SCHOOL BOARDS TO ALLOW CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE ON ANY PROPERTY OWNED OR LEASED BY LOCAL BOARDS OF EDUCATION, is referred to the Committee on Education.

By Representative Foster:

H. B. 1067, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TARRADIDDLE PLAYERS OF CHARLOTTE FOR THE PURCHASE OF A VAN, is referred to the Committee on Appropriations.

By Representatives Blue, Duncan, Hauser, Kennedy, Payne, and Redwine:

H. B. 1068, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TREATMENT ALTERNATIVES TO STREET CRIMES (TASC) PROGRAMS, is referred to the Committee on Appropriations.

By Representative Blue:

H. B. 1069, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A JUVENILE ASSISTANCE PILOT PROJECT, is referred to the Committee on Courts and Administration of Justice.

By Representative Blue:

H. B. 1070, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 42-14 FOR CERTAIN TENANCIES, is referred to the Committee on Judiciary No. 3.

By Representatives Blue, Buchanan, and Justus:

H. B. 1071, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN A VOTE IS CHALLENGED ON ACCOUNT OF RESIDENCE, IT SHALL BE COUNTED FOR OFFICES THAT THE VOTER WAS ELIGIBLE TO VOTE FOR, is referred to the Committee on Election Laws.

By Representatives Blue and Stamey:

H. B. 1072, A BILL TO BE ENTITLED AN ACT TO PERMIT AWARDS TO

CURRENT STATE EMPLOYEES WHO REFER APPLICANTS WITH CRITICALLY NEEDED SKILLS WHO ARE SUBSEQUENTLY EMPLOYED IN HARD-TO-FILL OCCUPATIONS WITHIN STATE GOVERNMENT, is referred to the Committee on State Personnel.

By Representatives Lancaster and C. Woodard:

H. B. 1073, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW BUILDING AT WAYNE COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representative Lancaster:

H. B. 1074, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND IMPROVE THE PROCEDURES TO COLLECT RESTITUTION FROM CRIMINAL DEFENDANTS AND MAKE OTHER TECHNICAL CHANGES, is referred to the Committee on Judiciary No. 3.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 349, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN MUNICIPALITIES TO EXCLUDE ONLY VOLUNTEER FIREMEN FROM OSHA COVERAGE, is read the first time and is referred to the Committee on Judiciary No. 4.

H. B. 483, A BILL TO BE ENTITLED AN ACT TO ASSURE COMPLIANCE OF THE NORTH CAROLINA EMPLOYMENT SECURITY LAW WITH FEDERAL LAW, is returned for concurrence in Senate amendment and is placed on the Calendar for May 16.

H. B. 649, A BILL TO BE ENTITLED AN ACT MAKING IT A GENERAL MISDEMEANOR TO SELL OR GIVE TO A MINOR A SHURIKIN, COMMONLY KNOWN AS A STAR, is returned for concurrence in Senate amendment and is placed on the Calendar for May 16.

H. B. 754, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-7.2(b) RELATING TO COMPLIANCE WITH 90-DAY FAILURES, is returned for concurrence in Senate amendment and is placed on the Calendar for May 16.

S. B. 457, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE KILLING OF A SECURITY GUARD, COMPANY POLICE OFFICER, RAILROAD POLICE OFFICER, OR PRIVATE INVESTIGATOR IS AN AGGRAVATING CIRCUMSTANCE FOR CONSIDERATION BY THE JURY AT THE SENTENCING HEARING OF THE FIRST DEGREE MURDER TRIALS, is read the first time and is referred to the Committee on Judiciary No. 4.

Senate Committee Substitute for House Committee Substitute for H. B. 253, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING THE CORRECTIONAL SYSTEM, is returned for concurrence in Senate committee substitute and is referred to the Committee on Corrections.

H. B. 505, A BILL TO BE ENTITLED AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS, is returned for concurrence in Senate amendments and is placed on the Calendar for May 16.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Watkins, the rules are suspended and the following is introduced and read the first time.

By Representative Watkins:

H. B. 1129, A BILL TO BE ENTITLED AN ACT TO MODIFY THE BENEFITS PROVIDED UNDER THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar.

CALENDAR

Action is taken on the following:

H. B. 503, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CONCORD TO ENTER INTO LEASES OF UP TO TWENTY YEARS WITHOUT BID, AND TO CLARIFY FINANCING AVAILABLE TO THE CITY AND ITS BOARD OF LIGHT AND WATER COMMISSIONERS.

On motion of Representative Quinn, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Wicker, Wiser, Wood, and C. Woodard — 94.

Voting in the negative: None.

Excused absences: Representatives Gist, Locks, Rhodes, Robinson, and B. Woodard — 5.

H. B. 573, A BILL TO BE ENTITLED AN ACT TO EXPAND THE EXTRATERRITORIAL PLANNING JURISDICTION OF THE TOWN OF KNIGHTDALE, AND TO EXPAND THE LIMIT ON SATELLITE ANNEXATIONS BY THAT TOWN, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher,

Foster, Fussell, Gardner, Hackney, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Wiser, Wood, C. Woodard, and Wright — 100.

Voting in the negative: None.

Excused absences: Representatives Gist, Locks, Rhodes, Robinson, and B. Woodard — 5.

H. B. 504, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES AND THE CITIES OF WILKESBORO AND NORTH WILKESBORO TO APPROPRIATE MONEY TO THE WILKES YMCA, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 507, A BILL TO BE ENTITLED AN ACT TO AMEND THE TOWN OF KNIGHTDALE CHARTER TO PERMIT CONDITIONAL USE ZONING, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 509, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CHARLOTTE-MECKLENBURG COUNTY BOARD OF EDUCATION TO CONTINUE ITS PILOT PROGRAM EXTENDING THE PROBATIONARY PERIOD FOR NONTENURED TEACHERS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 571, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY TO ACCEPT GIFTS OF REAL PROPERTY FOR ROADWAY RESERVATIONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 603, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF CORNELIUS TO USE CONDITIONAL USE ZONING DISTRICTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 650, A BILL TO BE ENTITLED AN ACT TO BRING MECKLENBURG COUNTY UNDER THE GENERAL LAW REGARDING SETTING SALARIES OF THE BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 794, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF BEAUFORT TO REGULATE THE POSSESSION OF BEER AND UNFORTIFIED WINE BY ORDINANCE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 189, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 926, 1947 SESSION LAWS AS AMENDED, RELATING TO THE CHAROLTTE FIREMEN'S RETIREMENT SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 262, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 118-7 AS THAT STATUTE APPLIES TO THE CITY OF ASHEBORO TO ESTABLISH SUPPLEMENTAL RETIREMENT BENEFITS FOR ASHEBORO'S FIREMEN, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 358, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE CITY OF WILLIAMSTON, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW ACTIONS INVOLVING UP TO TWO THOUSAND DOLLARS TO BE FILED AS SMALL CLAIMS.

On motion of Representative Redwine, consideration of the bill is postponed until May 16.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Hunt, the rules are suspended and the following is introduced and read the first time.

By Representative Hunt:

H. R. 1156, A HOUSE RESOLUTION TO PROVIDE FOR THE EXTENSION OF CERTAIN DEADLINES.

On motion of Representative Hunt, the rules are suspended and the resolution is placed before the House for immediate consideration.

On motion of Representative Hunt, the resolution is adopted.

On motion of Representative Hunt, the rules are suspended and the following is introduced and read the first time.

By Representative Hunt:

H. J. R. 1157, A JOINT RESOLUTION TO PROVIDE FOR ENFORCEMENT OF THE EXTENSION OF THE DEADLINE FOR FILING OR INTRODUCTION OF CERTAIN MEASURES.

On motion of Representative Hunt, the rules are suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR (continuted)

Representative Hunt, Speaker Pro Tempore, presiding.

H. B. 1129, A BILL TO BE ENTITLED AN ACT TO MODIFY THE BENEFITS PROVIDED UNDER THE TEACHERS' STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, passes its second reading, by electronic vote (91-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for S. B. 156, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 34 AND 45 TO PROVIDE FOR EQUITY LINES OF CREDIT.

Representative Hasty offers Amendment No. 2 which is adopted by electronic vote (87-0).

The bill, as amended, passes its third reading, by electronic vote (95-0), and is ordered sent to the Senate for concurrence in House amendments.

S. B. 336, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 49-14 TO ALLOW THE ESTABLISHMENT OF PATERNITY UNTIL AGE EIGHTEEN IN ACCORDANCE WITH NORTH CAROLINA CASE LAW AND AS REQUIRED BY FEDERAL LAW.

Representative Hackney offers Amendment No. 1 which is adopted by electronic vote (92-1).

The bill, as amended, passes its third reading, by electronic vote (77-11), and is ordered sent to the Senate for concurrence in House amendment.

H. B. 512, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 48-25 TO PERMIT DISCLOSURE OF INFORMATION CONCERNING ADOPTEES AND THEIR BIOLOGICAL RELATIVES.

On motion of Representative Wright, consideration of the bill is postponed until May 16.

H. B. 812, A BILL TO BE ENTITLED AN ACT TO EXEMPT PARTNERSHIPS THAT RENDER PROFESSIONAL SERVICES FROM THE REQUIREMENT THAT THEY FILE A CERTIFICATE OF ASSUMED NAME, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 836, A BILL TO BE ENTITLED AN ACT TO REGULATE PUBLIC HEALTH PHARMACY PRACTICE.

Representative Hudson calls the previous question on the passage of the bill and the call is sustained by electronic vote (63-34).

The bill passes its second reading by electronic vote (72-24).

Representative Ligon objects to the third reading. The bill remains on the Calendar.

H. B. 821, A BILL TO BE ENTITLED AN ACT TO BAN THE ADDITION OF SULFITING AGENTS TO CERTAIN FOODS, passes its second reading, by electronic vote (87-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 365, A BILL TO BE ENTITLED AN ACT TO CONFORM THE GENERAL STATUTE AUTHORIZING AND ESTABLISHING THE OPTIONAL RETIREMENT PROGRAM TO LATER ACTION OF THE GENERAL ASSEMBLY WITH RESPECT TO TAX TREATMENT OF STATE RETIREMENT CONTRIBUTIONS AND STRUCTURE OF THE UNIVERSITY OF NORTH CAROLINA.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (84-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S. B. 146, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CONFEDERATE WIDOW'S PENSION, passes its second reading, by electronic vote (85-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 348, A BILL TO BE ENTITLED AN ACT TO CONSIDER THE EFFECTS OF UNENCUMBERED ACTUARIAL GAINS UPON EMPLOYER OR STATE CONTRIBUTIONS TO AND UNFUNDED ACCRUED LIABILITIES OF RETIREMENT AND PENSION PLANS ADMINISTERED BY THE STATE, passes its second reading, by electronic vote (87-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 389, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RETIREMENT ACTUARIAL NOTE REQUIREMENT, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 233, AN ACT TO AMEND CHAPTER 136 OF THE GENERAL STATUTES TO PROVIDE FOR SERVICE UPON THE DEPARTMENT OF TRANSPORTATION.

H. B. 495, AN ACT TO REPEAL THE LIMITATION ON MEDIA EXPENSES IN CERTAIN STATEWIDE RACES, WHICH HAS BEEN DECLARED UNCONSTITUTIONAL.

H. J. R. 1157, A JOINT RESOLUTION TO PROVIDE FOR ENFORCEMENT OF THE EXTENSION OF THE DEADLINE FOR FILING OR INTRODUCTION OF CERTAIN MEASURES.

On motion of Representative Lilley, seconded by Representative Church, the House adjourns to reconvene May 16 at 1:30 p.m.

SEVENTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, May 16, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Dr. Robert Young, Pastor, Broad Street Methodist Church, Statesville, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Gist, Hunter, Kennedy, Lutz, Rhodes, and Robinson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Beall for the Committee on Election Laws:

H. B. 791, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CONFLICT IN THE STATUTES CONCERNING VACANCIES IN MUNICIPAL AND SPECIAL DISTRICT ELECTIVE OFFICES, with a favorable report.

H. B. 800, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LETTER RETURNED BECAUSE THE PERSON NO LONGER LIVES AT AN ADDRESS SHALL NOT BE ADMISSIBLE EVIDENCE IN A CHALLENGE MADE ON THE DAY OF A PRIMARY OR ELECTION, with a favorable report.

H. B. 837, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER TECHNICAL CHANGES IN THE ELECTION LAWS, with a favorable report, as amended.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 77, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR FELONY CHILD ABUSE, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 20. The original bill is placed on the Unfavorable Calendar.

H. B. 749, A BILL TO BE ENTITLED AN ACT TO CLARIFY CHAPTER 36A REGARDING THE INVESTMENT BY A TRUSTEE IN UNITED STATES GOVERNMENT OBLIGATIONS, with a favorable report, as amended.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 893, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DISCRETIONARY SUBSTITUTION OF A TRUSTEE NAMED IN A MORTGAGE OR DEED OF TRUST, with a favorable report, as amended.

By Representative Hightower for the Committee on State Government:

H. B. 279, A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS TO COLLECT AN EXAMINATION REVIEW FEE, with a favorable report, as amended.

H. B. 481, A BILL TO BE ENTITLED AN ACT TO STREAMLINE AND CONSOLIDATE THE INSPECTION PROCESS FOR MIGRANT CAMPS, with an unfavorable report.

S. B. 179, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE BOARD OF MORTUARY SCIENCE FROM ISSUING SPECIAL PERMITS OR COURTESY CARDS TO NONRESIDENT FUNERAL DIRECTORS, EMBALMERS, AND FUNERAL SERVICE LICENSEES FROM STATES THAT DO NOT RECIPROCATE, with a favorable report.

By Representative Quinn for the Committee on Finance:

H. B. 687, A BILL TO BE ENTITLED AN ACT TO ELIMINATE EXTRA CHARGES FOR VOLUNTEER FIREMEN AND RESCUE SQUAD MEMBERS' LICENSE PLATES, with a favorable report.

By Representative Barbee for the Committee on Transportation:

H. B. 684, A BILL TO BE ENTITLED AN ACT TO ADD A NEW ARTICLE 17 TO CHAPTER 20 OF THE GENERAL STATUTES AND MAKE OTHER NECESSARY CHANGES IN CHAPTER 20 AND CHAPTER 62, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 111, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TITLE TO CERTAIN LANDS RAISED FROM NAVIGABLE WATERS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 20. The original bill is placed on the Unfavorable Calendar.

H. B. 112, A BILL TO BE ENTITLED AN ACT TO DECLARE THE EXISTING POLICY OF THE STATE THAT TITLE TO LAND SUBJECT TO PUBLIC TRUST RIGHTS MAY NOT BE ACQUIRED BY ADVERSE POSSESSION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 20. The original bill is placed on the Unfavorable Calendar.

H. B. 113, A BILL TO BE ENTITLED AN ACT TO VALIDATE CONVEYANCES OF CERTAIN MARSHLANDS BY THE STATE, with a favorable report.

On motion of Representative Pulley, the bill is placed on the Calendar for May 20.

H. B. 114, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CLAIMS TO LAND UNDER NAVIGABLE WATERS MAY BE LITIGATED IN SUPERIOR COURT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 20. The original bill is placed on the Unfavorable Calendar.

H. B. 115, A BILL TO BE ENTITLED AN ACT TO PERMIT RESOLUTION OF CLAIMS TO SHELLFISH BEDS BY ISSUING A SHELLFISH LEASE, with a favorable report.

On motion of Representative Pulley, the bill is placed on the Calendar for May 20.

By Representative Miller for the Committee on Judiciary No. 1:

S. B. 209, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE EXPRESS AUTHORIZATION FOR JOINT AGENCIES TO PLEDGE, ASSIGN, MORTGAGE OR OTHERWISE GRANT A SECURITY INTEREST IN ANY REAL OR PERSONAL PROPERTY OR ANY INTEREST THEREIN, with a favorable report.

S. B. 210, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUNICIPALITIES TO NAME UP TO TWO ALTERNATE COMMISSIONERS TO A JOINT AGENCY AND A JOINT MUNICIPAL ASSISTANCE AGENCY, with a favorable report.

S. B. 211, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE EXPRESS AUTHORIZATION FOR JOINT AGENCIES AND JOINT MUNICIPAL ASSISTANCE AGENCIES TO PROVIDE FOR THE DEFENSE OF AND INDEMNIFY COMMISSIONERS, OFFICERS OR EMPLOYEES, with a favorable report, as amended.

By Representative C. Woodard for the Committee on Small Business:

H. B. 789, A BILL TO BE ENTITLED AN ACT TO OUTLINE WORTHLESS CHECK COLLECTION PROCEDURES, with a favorable report, as amended.

H. B. 873, A BILL TO BE ENTITLED AN ACT TO REQUIRE A MERCHANT TO SWEAR OUT A WARRANT IN A WORTHLESS CHECK CASE WITHIN SEVEN MONTHS AFTER THE CHECK WAS PASSED, with a favorable report.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 691, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE TO THE PEOPLE THE POWER OF INITIATIVE AND REFERENDUM, with an unfavorable report.

On motion of Representative Chapin, H. B. 1045, A BILL TO BE ENTITLED AN ACT TO REQUIRE MARINA OPERATORS TO REPORT ALL FLOATING HOMES AND FLOATING STRUCTURES DOCKED OR STORED AT MARINAS TO THE COUNTY ASSESSOR, is withdrawn from the Committee on Marine Fisheries and re-referred to the Committee on Judiciary No. 4.

On motion of Representative Lilley, the rules are suspended and S. J. R. 558, A JOINT RESOLUTION PROVIDING FOR JOINT SESSIONS OF THE SENATE COMMITTEE ON COMMERCE AND THE HOUSE COMMITTEE ON PUBLIC UTILITIES TO REVIEW THE GOVERNOR'S APPOINTEES TO THE UTILITIES COMMISSION AND PROVIDING FOR A JOINT SESSION OR SESSIONS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ACT ON CONFIRMATION ON THE APPOINTMENTS MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, is withdrawn from the Committee on Rules and Operation of the House and placed on today's Calendar.

On motion of Representative Hightower, H. B. 42, A BILL TO BE ENTITLED AN ACT TO CREATE A DIVISION OF CHILD DAY CARE WITHIN THE DEPARTMENT OF HUMAN RESOURCES, is withdrawn from the Committee on State Government and re-referred to the Committee on Children and Youth.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Hunter and Enloe:

H. B. 1075, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO REGISTER LOGGING VEHICLES AS A SEPARATE CATEGORY OF TRUCKS, is referred to the Committee on Transportation.

By Representatives James, Brown, Cole, Evans, Keesee-Forrester, Lutz, and Privette:

H. B. 1076, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR PRIORITY AGRICULTURAL RESEARCH AND EXTENSION PROJECTS, is referred to the Committee on Appropriations.

By Representative Fletcher:

H. J. R. 1077, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FORMER UNITED STATES SENATOR SAMUEL JAMES ERVIN, JR., is referred to the Committee on Rules and Operation of the House.

By Representatives Redwine and Blue:

H. B. 1078, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA STUDENT LEGISLATURE, is referred to the Committee on Appropriations.

By Representatives Watkins, Bumgardner, J. W. Crawford, Bob Etheridge, Hudson, Lineberry, Stamey and Wicker:

H. B. 1079, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL CIVIL FINES AND PENALTIES COLLECTED BY THE STATE BE PAID INTO THE COUNTY SCHOOL FUND OF THE COUNTY IN WHICH THE ACTS FOR WHICH THE FINES AND PENALTIES WERE LEVIED OCCURRED, is referred to the Committee on Judiciary No. 4.

By Representatives Hauser, Bruce Ethridge, Kennedy, Michaux, Rhyne, and Wicker:

H. B. 1080, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN ANY PERSON DISTRIBUTES LISTS OF CANDIDATE ENDORSEMENTS OR MARKED SAMPLE BALLOTS AT A POLLING PLACE, THE NAME OF THE PERSON OR COMMITTEE RESPONSIBLE FOR DISTRIBUTION OF THE LIST MUST BE INDICATED, is referred to the Committee on Election Laws.

By Representative Pool:

H. B. 1081, A BILL TO BE ENTITLED AN ACT TO MAKE CREDIT INSURERS WHO REFUSE TO PAY CLAIMS LIABLE FOR ATTORNEY'S FEES AND INTEREST, is referred to the Committee on Insurance.

By Representatives Kennedy, Ballance, Barnhill, Hauser, Lancaster, Michaux, Nesbitt, Richardson, and Wicker:

H. B. 1082, A BILL TO BE ENTITLED AN ACT TO ALLOW A BOND TO RELEASE A POSSESSORY LIEN ON MOTOR VEHICLES, is referred to the Committee on Manufacturers and Labor.

By Representatives Kennedy, Ballance, Barbee, Barnhill, Fussell, Hauser, Lancaster, Michaux, Nesbitt, Richardson, and Wicker:

H. B. 1083, A BILL TO BE ENTITLED AN ACT TO IMPROVE REMEDIES FOR CAR BUYERS UPON WARRANTY FAILURE, is referred to the Committee on Manufacturers and Labor.

By Representatives Kennedy, Ballance, Barbee, Barnhill, Fussell, Hauser, Lancaster, Michaux, Nesbitt, Richardson, and Wicker:

H. B. 1084, A BILL TO BE ENTITLED AN ACT TO PREVENT DECEPTIVE DISCLAIMER OF IMPLIED WARRANTIES ON MOTOR VEHICLES, is referred to the Committee on Manufacturers and Labor.

By Representatives Privette and Windley:

H. B. 1085, A BILL TO BE ENTITLED AN ACT TO PROHIBIT BROWN-BAGGING, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Privette and Windley:

H. B. 1086, A BILL TO BE ENTITLED AN ACT TO REQUIRE CERTAIN ABC PERMITTEES TO POST WARNINGS THAT CONSUMPTION OF ALCOHOL DURING PREGNANCY IS DANGEROUS, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Mothershead, Miller, Beall, Church, Redwine, Barker, Cochrane, Craven, Hudson, McLaughlin, Murphy, Pool, Robinson, Sparrow, Spoon, and Windley:

H. B. 1087, A BILL TO BE ENTITLED AN ACT TO PERMIT AFFILIATED CORPORATIONS TO FILE A COMBINED INCOME TAX RETURN, is referred to the Committee on Finance.

By Representatives C. Woodard, Brannan, Brawley, Brown, Craven, J. W. Crawford, DeVane, Locks, Mothershead, Payne, Privette, R. Warren, Windley, and B. Woodard:

H. B. 1088, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CHILDHOOD VACCINE-INJURY COMPENSATION PROGRAM, is referred to the Committee on Human Resources.

By Representative C. Woodard:

H. B. 1089, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITALS, is referred to the Committee on Judiciary No. 2.

By Representatives C. Woodard, Bowman, and DeVane:

H. B. 1090, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TEACHERS AIDES WILL BE COVERED BY THE STATE PERSONNEL ACT, is referred to the Committee on Appropriations.

By Representatives C. Woodard, J. W. Crawford, DeVane, Evans, Hasty, Lancaster, Locks, and E. Warren:

H. B. 1091, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO TRANSPORT CLIENTS TO AND FROM ADULT DEVELOPMENTAL ACTIVITY PROGRAMS, is referred to the Committee on Appropriations.

By Representatives C. Woodard, Allran, Brawley, Brown, Brubaker, Buchanan,

Chalk, Cochrane, Cole, Craven, Decker, DeVane, Gardner, M. Hall, Hege, Huffman, Hughes, Hurst, Keesee-Forrester, Ligon, Privette, Robinson, Sizemore, Walker, Windley, and Wood:

H. B. 1092, A BILL TO BE ENTITLED AN ACT TO RESTORE THE REQUIREMENT OF A BLOOD TEST FOR A MARRIAGE LICENSE, is referred to the Committee on Health.

By Representatives C. Woodard, DeVane, Lancaster, Locks, Nye, Tyndall, and Wright:

H. B. 1093, A BILL TO BE ENTITLED AN ACT TO SET LIMITATIONS ON TEMPORARY RATE INCREASES AND TO SET THE INTEREST TO BE PAID ON REFUNDS, is referred to the Committee on Public Utilities.

By Representatives C. Woodard, DeVane, and Locks:

H. B. 1094, A BILL TO BE ENTITLED AN ACT ADDING "OPEN COURT" MATERIALS TO THE TEXTBOOK LIST ADOPTED BY THE STATE BOARD OF EDUCATION FOR THE SCHOOLS OF NORTH CAROLINA, is referred to the Committee on Education.

By Representatives C. Woodard, and Lancaster:

H. B. 1095, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MEDICAL DETOXIFICATION BEDS, is referred to the Committee on Mental Health.

By Representatives C. Woodard, Evans, and Lancaster:

H. B. 1096, A BILL TO BE ENTITLED AN ACT TO REPEAL A REQUIREMENT THAT INCUBATOR FACILITIES OF THE TECHNOLOGICAL DEVELOPMENT AUTHORITY BE OWNED BY THE STATE, is referred to the Committee on Appropriations.

By Representative C. Woodard:

H. B. 1097, A BILL TO BE ENTITLED AN ACT TO ESTABLISH CAPS ON SPENDING FOR STATE SUBSIDIZED DAY CARE, is referred to the Committee on Human Resources.

By Representatives Lancaster, Barker, Blue, Bowman, Colton, J. W. Crawford, Diamont, Evans, Greenwood, Hackney, Nye, Tyndall, and C. Woodard:

H. B. 1098, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TRAINING EVENTS AND GRANTS TO LOCAL SCHOOLS FOR THE ALCOHOL AND DRUG DEFENSE PROGRAM, is referred to the Committee on Appropriations.

By Representatives Lancaster, Barker, Blue, Colton, J. W. Crawford, Diamont, Evans, Greenwood, Hackney, Nye, Tyndall, and C. Woodard:

H. B. 1099, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN ALCOHOL AND DRUG DEFENSE PROGRAM FOR THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representative B. Woodard:

H. B. 1100, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RADIATION TECHNOLOGY PRACTICE ACT, is referred to the Committee on State Government.

By Representative Hunt:

H. B. 1101, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules and Operation of the House.

By Representative Watkins:

H. B. 1102, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A FULL-TIME ADMINISTRATOR FOR THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, is referred to the Committee on Appropriations.

By Representatives Locks and Wiser:

H. B. 1103, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE AVAILABILITY AND COVERAGE OF LONG-TERM CARE INSURANCE, is referred to the Committee on Rules and Operation of the House.

By Representative Dawkins:

H. B. 1104, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PURCHASE A COMPUTER NUMERICAL CONTROL LATHE FOR THE MACHINE SHOP AT RICHMOND TECHNICAL COLLEGE, is referred to the Committee on Appropriations.

By Representative Dawkins:

H. B. 1105, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A COUNTY HEADQUARTERS BUILDING IN RICHMOND COUNTY FOR THE DIVISION OF FOREST RESOURCES, is referred to the Committee on Appropriations.

By Representative Dawkins:

H. B. 1106, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO MEMBERS OF VOLUNTEER FIRE DEPARTMENTS OR RESCUE SQUADS WHO RECEIVE NO COMPENSATION FOR THEIR SERVICES AS FIRE FIGHTERS OR EMERGENCY MEDICAL CARE PROVIDERS, is referred to the Committee on Law Enforcement.

By Representative Dawkins:

H. B. 1107, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A CHAPEL ON DEPARTMENT OF CORRECTION PROPERTY IN RICHMOND COUNTY, is referred to the Committee on Appropriations.

By Representative Wright:

H. B. 1108, A BILL TO BE ENTITLED AN ACT TO PROVIDE INSURANCE COVERAGE FOR HOME HEALTH CARE, is referred to the Committee on Insurance.

By Representatives Hightower and Fletcher:

H. B. 1109, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT

OF MONEY IN JOINT BANK ACCOUNTS RECEIVED BY SURVIVING CO-TENANTS FREE OF THE CLAIMS AGAINST THE DECEDENT, is referred to the Committee on Judiciary No. 4.

By Representative Hightower:

H. B. 1110, A BILL TO BE ENTITLED AN ACT TO TO LICENSE THE PROPAGATION OF FURBEARERS AND FOXES IN CAPTIVITY AND THE SALE OF THE PELTS THEREOF FOR USE AS FUR, is referred to the Committee on Wildlife Resources.

By Representative Hightower:

H. B. 1111, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MAINTENANCE AND IMPROVEMENT OF THE MUSEUM OF ANSON COUNTY AND FOR THE PURCHASE OF EQUIPMENT AND GENERAL OPERATING EXPENSES OF THE ANSON COUNTY FIREMEN'S ASSOCIATION, is referred to the Committee on Appropriations.

By Representative Hightower:

H. B. 1112, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CHILDREN'S BOOKS FOR THE MONTGOMERY COUNTY LIBRARY, FUNDS FOR THE MONTGOMERY COUNTY FIRE COMMISSION, AND FUNDS FOR THE MONTGOMERY COUNTY MUSEUM, is referred to the Committee on Appropriations.

By Representative James:

H. B. 1113, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE MUTUAL ASSOCIATION ACT, is referred to the Committee on Judiciary No. 3.

By Representatives Anderson, Barker, and Lilley:

H. B. 1114, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONTINUED RESTORATION OF THE CRAVEN COUNTY COURTHOUSE, is referred to the Committee on Appropriations.

By Representative Lutz:

H. B. 1115, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF AGRICULTURE TO ADOPT REQUIREMENTS FOR APPLE GRADE STANDARDS, is referred to the Committee on Agriculture.

By Representatives N. J. Crawford, Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Ramsey, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright:

H. B. 1116, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE ISSUANCE OF STATE PARK AND RECREATION AREA BONDS, SUBJECT TO APPROVAL BY THE VOTERS IN A REFERENDUM ON THE ISSUE, is referred to the Committee on Finance.

By Representative Jeralds:

H. J. R. 1117, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY STATE FARM OPERATIONS, is referred to the Committee on Rules and Operation of the House.

By Representative Redwine:

H. B. 1118, A BILL TO BE ENTITLED AN ACT TO FACILITATE APPEALS FROM SMALL CLAIMS COURT TO DISTRICT COURT, is referred to the Committee on Courts and Administration of Justice.

By Representative Dawkins:

H. B. 1119, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PROPERTY IMPROVEMENTS AT RICHMOND TECHNICAL COLLEGE, is referred to the Committee on Appropriations.

By Representative Dawkins:

H. B. 1120, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE REHABILITATION OF THE HAMLET RAILROAD DEPOT, is referred to the Committee on Appropriations.

By Representatives Bruce Etheridge, Fletcher, A. Hall, Payne, and Tyndall:

H. B. 1121, A BILL TO BE ENTITLED AN ACT TO PLACE CERTAIN REQUIREMENTS ON THE DEPARTMENT OF TRANSPORTATION WHEN IT ABANDONS A HIGHWAY NEAR THE ATLANTIC OCEAN, is referred to the Committee on Transportation.

By Representative Sparrow:

H. B. 1122, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LICENSING OF FIRE PROTECTION SPRINKLER CONTRACTORS, is referred to the Committee on State Government.

By Representative Sparrow:

H. J. R. 1123, A JOINT RESOLUTION TO PROVIDE FOR A STUDY BY THE LEGISLATIVE RESEARCH COMMISSION OF THE LENGTH OF THE LEGISLATIVE SESSION, is referred to the Committee on Rules and Operation of the House.

By Representatives Greenwood, Colton, N. J. Crawford, and Nesbitt:

H. B. 1124, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE RESTORATION OF THE CARSON COTTAGE IN DILLINGHAM, is referred to the Committee on Appropriations.

By Representatives Wood and Windley:

H. B. 1125, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF FAMILY CARE HOME, is referred to the Committee on Human Resources.

By Representatives Wood and Windley:

H. B. 1126, A BILL TO BE ENTITLED AN ACT TO ALLOW INDIVIDUALS TO CONTRIBUTE TO THE NORTH CAROLINA CENTER FOR MISSING CHILDREN, AND TO A FUND FOR CHILDREN WHO ARE VICTIMS OF CRIMES, WHEN FILING THEIR INCOME TAX RETURNS, is referred to the Committee on Finance.

By Representatives Wood and Mothershead:

H. B. 1127, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR ELECTION OF THE GOVERNOR AND LIEUTENANT GOVERNOR ON A TEAM BASIS, is referred to the Committee on Constitutional Amendments.

By Representative Wood:

H. B. 1128, A BILL TO BE ENTITLED AN ACT TO PERMIT MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE CREDITABLE SERVICE FOR EMPLOYMENT IN THE FEDERAL CIVIL SERVICE, is referred to the Committee on Pensions and Retirement.

By Representative McAlister:

H. B. 1130, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN A PIPELINE COMPANY CONDEMNS PROPERTY IT MUST CONDEMN THAT PROPERTY THAT WOULD REMAIN AND BE UNUSABLE DUE TO BUILDING RESTRICTIONS, is referred to the Committee on Judiciary No. 2.

By Representative Bob Etheridge:

H. B. 1131, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PHYSICAL THERAPY PRACTICE ACT, is referred to the Committee on Health.

By Representative Pulley:

H. B. 1132, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE CERTIFICATE OF NEED LAW, is referred to the Committee on Judiciary No. 4.

By Representative Enloe:

H. B. 1133, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE HIGHWAY PATROL FOR THE PURCHASE OF CAMERAS TO PHOTOGRAPH ACCIDENT SCENES, is referred to the Committee on Appropriations.

By Representatives Colton, Anderson, Beall, Chapin, J. W. Crawford, N. J. Crawford, Enloe, Evans, Greenwood, Holt, Hunter, James, Lutz, McAlister, Mavretic, Nesbitt, and Robinson:

H. B. 1134, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FOREST PRODUCTS MARKET DEVELOPMENT PROGRAM, is referred to the Committee on Appropriations.

By Representative Barnes:

H. B. 1135, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE COOLING-OFF PERIOD IN OFF-PREMISES SALES, is referred to the Committee on Law Enforcement.

By Representative Jones:

H. B. 1136, A BILL TO BE ENTITLED AN ACT TO ALLOW GENERAL DAMAGES, PUNITIVE DAMAGES, AND ATTORNEY FEES FOR POLITICAL LIBEL AND SLANDER, is referred to the Committee on Judiciary No. 3.

By Representative Sparrow:

H. B. 1137, A BILL TO BE ENTITLED AN ACT TO ALLOW QUALIFIED UNITS OF LOCAL GOVERNMENTS TO ISSUE PERMITS FOR THE EXTENSION OF SEWER AND WATER LINES IN LIEU OF STATE APPROVAL, is referred to the Committee on Health.

By Representative Foster:

H. B. 1138, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CAROLINA RAPTOR CENTER IN CHARLOTTE, is referred to the Committee on Appropriations.

By Representative Bumgardner:

H. B. 1139, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL MEMBERS OF THE BOARD OF TRANSPORTATION RESIDING IN A HIGHWAY ENGINEERING DIVISION DISTRICT SHALL BE CONSULTED BEFORE A DECISION IS MADE THAT AFFECTS THAT REGION, is referred to the Committee on Transportation.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 1140, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF AGRICULTURE TO LEASE AS WELL AS PURCHASE LAND AT THE WESTERN NORTH CAROLINA AGRICULTURAL CENTER AT FLETCHER, is referred to the Committee on Agriculture.

By Representatives Diamont, Bruce Ethridge, and Privette:

H. B. 1141, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE IN VENDING MACHINES OF SOFT DRINKS IN NONRETURNABLE BOTTLES AND TO REGULATE THE CONSUMPTION AND POSSESSION OF ALCOHOLIC BEVERAGES ON CERTAIN STATE LANDS, is referred to the Committee on Small Business.

By Representatives Hughes, Buchanan, and Robinson:

H. B. 1142, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A NEW STUDENT AND CONFERENCE CENTER AT LEES-MCRAE COLLEGE, is referred to the Committee on Appropriations.

By Representatives Hughes, Buchanan, and Robinson:

H. B. 1143, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO EXPEND PUBLIC FUNDS TO CONSTRUCT AND IMPROVE PUBLIC ROADS IN THE COUNTY ON THE STATE HIGHWAY SYSTEM, is referred to the Committee on Transportation.

By Representatives Boyd, Mothershead, and Sparrow:

H. B. 1144, A BILL TO BE ENTITLED AN ACT TO CLARIFY FILING REQUIREMENTS FOR A CLAIM OF STATUTORY LIEN BY A SUBCONTRACTOR

DEALING WITH ONE OTHER THAN THE OWNER OF THE PROPERTY, is referred to the Committee on Judiciary No. 3.

By Representatives Anderson, Barbee, Barker, Beard, Bowman, Brinkley, Decker, Enloe, Evans, Hudson, Hunter, Jones, Lilley, Lineberry, and E. Warren:

H. B. 1145, A BILL TO BE ENTITLED AN ACT TO EXEMPT BENEFITS PAID BY THE NORTH CAROLINA HIGHWAY PATROL VOLUNTARY PLEDGE FUND FROM INCOME TAX AND INHERITANCE TAX, is referred to the Committee on Finance.

By Representative Payne:

H. B. 1146, A BILL TO BE ENTITLED AN ACT PERTAINING TO CERTIFICATION REQUIREMENTS FOR SPEECH-LANGUAGE SPECIALISTS EMPLOYED IN THE PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representative Payne:

H. B. 1147, A BILL TO BE ENTITLED AN ACT TO ALLOW NONPROFIT ORGANIZATIONS TO CONDUCT A "GAMES" NIGHT, is referred to the Committee on Judiciary No. 4.

By Representatives J. W. Crawford, Church, and Watkins:

H. B. 1148, A BILL TO BE ENTITLED AN ACT AUTHORIZING LAKE AUTHORITIES TO OBTAIN REFUNDS OF STATE AND LOCAL SALES AND USE TAXES, is referred to the Committee on Finance.

By Representative Holt:

H. B. 1149, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PROVISION OF ANTICONVULSANT MEDICATIONS TO MEDICALLY INDIGENT PERSONS HAVING EPILEPSY, is referred to the Committee on Appropriations.

By Representative Keesee-Forrester:

H. B. 1150, A BILL TO BE ENTITLED AN ACT TO PERMIT A LANDLORD TO DELIVER PROPERTY ABANDONED BY A TENANT TO A NONPROFIT ORGANIZATION, is referred to the Committee on Judiciary No. 3.

By Representatives Lutz, Ballance, Barnes, Barnhill, Beall, Blue, Brown, Brubaker, Church, Cochrane, Colton, Creecy, Dawkins, DeVane, Easterling, Enloe, Esposito, Bob Etheridge, Fletcher, Foster, Gardner, Greenwood, Hackney, M. Hall, Hege, Hightower, Holt, Hudson, Huffman, Hunt, James, Justus, Kennedy, Lancaster, Lilley, McAlister, McLaughlin, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Redwine, Rhyne, Richardson, Spoon, Stamey, Tyson, Wiser, C. Woodard, and Wright:

H. B. 1151, A BILL TO BE ENTITLED AN ACT TO ALLOW MILK PRODUCERS TO OBTAIN LIENS FOR UNPAID MILK, is referred to the Committee on Agriculture.

By Representatives Murphy, Hudson, and James:

H. B. 1152, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY PERSON HAVING KNOWLEDGE OF THE THEFT OF ANY AGRICULTURAL COMMODITY TO REPORT THAT TO LOCAL LAW ENFORCEMENT OFFICERS, is referred to the Committee on Agriculture.

By Representatives Murphy and James:

H. B. 1153, A BILL TO BE ENTITLED AN ACT TO REQUIRE LIVESTOCK DEALERS TO KEEP RECORDS OF ALL TRANSACTIONS, is referred to the Committee on Agriculture.

By Representatives Murphy and James:

H. B. 1154, A BILL TO BE ENTITLED AN ACT TO REQUIRE GRAIN DEALERS TO KEEP RECORDS OF ALL TRANSACTIONS, is referred to the Committee on Agriculture.

By Representative Murphy:

H. B. 1155, A BILL TO BE ENTITLED AN ACT TO PUNISH ASSAULTS OR THREATENED ASSAULTS ON JUDGES AND DISTRICT ATTORNEYS, is referred to the Committee on Judiciary No. 2.

By Representatives Wiser, Barnhill, Bowman, Brown, Buchanan, Colton, Fussell, Greenwood, Hauser, Holroyd, Holt, Ligon, Lutz, Sparrow, Stamey, and Tyndall:

H. B. 1158, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PILOT PROJECTS FOR RESPITE SERVICES TO CAREGIVERS OF DEPENDENT OLDER ADULTS, is referred to the Committee on Aging.

By Representatives Rhyne and Windley:

H. B. 1159, A BILL TO BE ENTITLED AN ACT TO PROVIDE THE PROCEDURE FOR SELECTING HEARING OFFICERS, is referred to the Committee on Judiciary No. 4.

By Representatives Fitch, Ballance, Barnhill, Blue, L. Etheridge, Lancaster, Michaux, Richardson, Sizemore, and Wright:

H. B. 1160, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT JUDICIAL CONTEMPT SHALL NOT APPLY WHEN A JUDICIAL ORDER IS STAYED, is referred to the Committee on Judiciary No. 3.

By Representatives Fitch, Ballance, Barnhill, L. Etheridge, Lancaster, Michaux, Richardson, and Sizemore:

H. B. 1161, A BILL TO BE ENTITLED AN ACT TO REVISE THE APPEAL BOND STATUTE TO ALLOW FOR THE AUTOMATIC POSTING OF AN APPEAL BOND, is referred to the Committee on Judiciary No. 3.

By Representatives Fitch, Ballance, Barnes, Barnhill, Blue, Buchanan, Chalk, Clark, Creecy, L. Etheridge, Gist, Hackney, Hauser, Holt, Hudson, Jeralds, Locks, Mavretic, Miller, Mothershead, Noles, and Richardson:

H. B. 1162, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CONVENTION CENTERS TO HOLD BROWN-BAGGING PERMITS, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Miller, Keesee-Forrester, Lineberry, and Sizemore:

H. B. 1163, A BILL TO BE ENTITLED AN ACT TO EMPOWER THE NORTH CAROLINA BUILDING CODE COUNCIL TO ADOPT EFFICIENCY STANDARDS FOR REPLACEMENT WATER HEATERS, is referred to the Committee on Judiciary No. 1.

By Representatives Miller, Anderson, Beard, Buchanan, Colton, Edwards, Fitch, Hackney, Holt, Jeralds, Lancaster, Michaux, Nesbitt, Pool, Privette, Robinson, Tyson, E. Warren, and Wright:

H. B. 1164, A BILL TO BE ENTITLED AN ACT TO INCREASE THE UNIFORM FEES OF REGISTERS OF DEEDS, PROVIDE UNIFORM SALARIES FOR REGISTERS OF DEEDS AND MINIMUM SALARIES FOR ASSISTANTS AND DEPUTY REGISTERS OF DEEDS, is referred to the Committee on State Government.

By Representative Miller:

H. B. 1165, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE CRIMINAL JUSTICE INFORMATION SYSTEM AND COMPUTERIZED RECORDS STUDY COMMISSION, is referred to the Committee on Appropriations.

By Representative Miller:

H. B. 1166, A BILL TO BE ENTITLED AN ACT TO CREATE A NORTH CAROLINA PROFESSIONAL LIABILITY STUDY COMMISSION, is referred to the Committee on Rules and Operation of the House.

By Representatives Beard, Anderson, Brinkley, Dawkins, DeVane, Edwards, Hasty, Hudson, Hunter, Jeralds, Lancaster, Lilley, Redwine, Tyndall, Tyson and E. Warren:

H. B. 1167, A BILL TO BE ENTITLED AN ACT ESTABLISHING DEPOSITORY ACCOUNTS WITH THE STATE TREASURER FOR CLERKS OF COURT, is referred to the Committee on Courts and Administration of Justice.

By Representative Beard:

H. B. 1168, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LICENSING OF FOREIGN MILITARY SALES AGENTS OF LIFE INSURANCE COMPANIES DOMICILED IN THIS STATE FOR LIFE INSURANCE BUSINESS AT FOREIGN MILITARY INSTALLATIONS, is referred to the Committee on Insurance.

By Representatives McLaughlin, Foster, and Lutz:

H. B. 1169, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING LAW ENFORCEMENT OFFICER DISABILITY RETIREMENT, is referred to the Committee on Pensions and Retirement.

By Representative Lancaster:

H. B. 1170, A BILL TO BE ENTITLED AN ACT REGULATING ITINERANT MERCHANTS, is referred to the Committee on Judiciary No. 3.

By Representatives Wright, Allran, Anderson, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Cochrane, Cole. J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Edwards, Enloe, Esposito, Bob Etherige, L. Etheridge, Bruce Ethridge, Fletcher, Foster, Fussell, Gardner, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lutz, McLaughlin, Murphy, Noles, Nye, Owens, Pool, Privette, Redwine, Rhyne, Sizemore, Sparrow, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wood, and C. Woodard:

H. B. 1171, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE OBSCENITY LAWS OF THIS STATE AND THE ENFORCEMENT OF THESE LAWS, TO PROTECT MINORS FROM HARMFUL MATERIAL THAT DOES NOT RISE TO THE LEVEL OF OBSCENITY, AND TO STOP THE SEXUAL EXPLOITATION OF MINORS, is referred to the Committee on Judiciary No. 2.

By Representative Wright:

H. B. 1172, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SOUTHEASTERN COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Decker, Brown, Brawley, Chalk, Craven, Privette, Windley, and Wood:

H. B. 1173, A BILL TO BE ENTITLED AN ACT PERMITTING LOCAL BOARDS OF EDUCATION TO REFUSE EMPLOYMENT, DISMISS, OR SUSPEND TEACHERS FOR HOMOSEXUAL CONDUCT OR ACTIVITY, is referred to the Committee on Judiciary No. 4.

By Representatives Decker, Brawley, Brown, Buchanan, Chalk, Cochrane, Cole, Colton, Craven, N. J. Crawford, Cromer, Dawkins, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Evans, Foster, Gardner, A. Hall, Hightower, Huffman, Hurst, Jones, Justus, Keesee-Forrester, Ligon, Lilley, Lutz, Murphy, Owens, Payne, Pool, Privette, Sizemore, Tallent, Tyndall, E. Warren, R. Warren, Windley, Wood, and Wright:

H. B. 1174, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PERSONAL INCOME TAX EXEMPTION FOR TAXPAYERS WHOSE DEPENDENTS HAVE DOWN'S SYNDROME, is referred to the Committee on Finance.

By Representatives Church, J. W. Crawford, and Watkins:

H. B. 1175, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE RESTORATION OF THE LIBRARY BUILDING LOCATED ON THE FORMER HENDERSON INSTITUTE CAMPUS, is referred to the Committee on Appropriations.

By Representatives Pulley, Ballance, Barnes, Barnhill, Blue, Clark, Colton, N. J. Crawford, Cromer, Diamont, Edwards, Bruce Ethridge, Evans, Fitch, Hackney, A. Hall, Holt, Hunter, Jeralds, Keesee-Forrester, Kennedy, Lancaster, McDowell, Michaux, Nesbitt, Payne, Richardson, Watkins, and Wicker:

H. B. 1176, A BILL TO BE ENTITLED AN ACT TO ADOPT A COMPARATIVE FAULT SYSTEM, is referred to the Committee on Judiciary No. 4.

By Representatives Pulley, Easterling, and Lancaster:

H. B. 1177, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE PERSONNEL CLASSIFICATION STUDY COMMISSION, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 204, A BILL TO BE ENTITLED AN ACT TO PROVIDE BETTER NOTICE

TO PERSONS WHOSE VOTER REGISTRATION IS BEING PURGED FOR FAILURE TO VOTE, is returned for concurrence in Senate amendment and is placed on the Calendar for May 17.

S. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNLAWFUL POSSESSION OF HYDROMORPHONE, COMMONLY KNOWN AS DILAUDID, A CLASS I FELONY, is read the first time and is referred to the Committee on Health.

Committee Substitute for S. B. 393, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE JURISDICTION OF GRAND JURIES, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 361, A BILL TO BE ENTITLED AN ACT TO CLARIFY POWERS OF A JOINT MUNICIPAL ELECTRIC POWER WITH RESPECT TO INTEREST ON BONDS, is read the first time and is referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

H. B. 505, A BILL TO BE ENTITLED AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS.

On motion of Representative Fletcher, the House concurs in the Senate amendment, by electronic vote (91-0), and the bill is ordered enrolled.

H. B. 483, A BILL TO BE ENTITLED AN ACT TO ASSURE COMPLIANCE OF THE NORTH CAROLINA EMPLOYMENT SECURITY LAW WITH FEDERAL LAW.

On motion of Representative Enloe, the House concurs in the Senate amendment, by electronic vote (78-0), and the bill is ordered enrolled.

H. B. 649, A BILL TO BE ENTITLED AN ACT MAKING IT A GENERAL MISDEMEANOR TO SELL OR GIVE TO A MINOR A SHURIKIN, COMMONLY KNOWN AS A STAR.

On motion of Representative C. Woodard, the House concurs in the Senate amendment, by electronic vote (94-1), and the bill is ordered enrolled.

H. B. 754, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-7.2(b) RELATING TO COMPLIANCE WITH 90-DAY FAILURES.

On motion of Representative Hackney, the House concurs in the Senate amendment, by electronic vote (97-0), and the bill is ordered enrolled.

H. B. 503, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CONCORD TO ENTER INTO LEASES OF UP TO TWENTY YEARS WITHOUT BID, AND TO CLARIFY FINANCING AVAILABLE TO THE CITY AND ITS BOARD OF LIGHT AND WATER COMMISSIONERS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee,

Barnes, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Ligon, Lilley, Lineberry, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 97.

Voting in the negative: None:

Excused absences: Representatives Barnhill, Gist, Hunter, Kennedy, Lutz, Rhodes, and Robinson — 7.

H. B. 573, A BILL TO BE ENTITLED AN ACT TO EXPAND THE EXTRATERRITORIAL PLANNING JURISDICTION OF THE TOWN OF KNIGHTDALE, AND TO EXPAND THE LIMIT ON SATELLITE ANNEXATION BY THAT TOWN, passes its third reading, by the following vote, and is orderd sent to the Senate.

Those voting in the affirmative are: RepresentativesAllran, Anderson, Ballance, Barbee, Barnes, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, McAlister, McDowell, Mavretic, Michaux, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhyne, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 97.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Gist, Hunter, Kennedy, Lutz, Rhodes, and Robinson — 7.

H. B. 434, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF HILLSBOROUGH.

On motion of Representative Barnes, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley,

Lineberry, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 102.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Gist, Hunter, Kennedy, Lutz, Rhodes, and Robinson — 7.

Committee Substitute for H. B. 572, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF APEX AND TO REPEAL PRIOR LOCAL ACTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hurst, James, Jeralds, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 103.

Voting in the negative: None.

Excused absences: Representatives Barnhill, Gist, Hunter, Kennedy, Lutz, Rhodes, and Robinson — 7.

S. B. 242, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONSENT OF THE CABARRUS COUNTY BOARD OF COMMISSIONERS BEFORE LAND IN THAT COUNTY MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 247, A BILL TO BE ENTITLED AN ACT TO ALLOW ROWAN COUNTY TO ESTABLISH VOTING PRECINCTS WITHOUT REGARD TO TOWNSHIP BOUNDARIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 254, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WAKE FOREST TO DISPOSE OF REAL PROPERTY AT PRIVATE SALE FOR THE PURPOSE OF ECONOMIC DEVELOPMENT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 255, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF WAKE FOREST TO EXERCISE EXTRATERRITORIAL PLANNING POWERS UP TO

TWO MILES FROM THE CORPORATE LIMITS WITH THE APPROVAL OF THE COUNTY BOARD OF COMMISSIONERS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 263, A BILL TO BE ENTITLED AN ACT CREATING A BIRD SANCTUARY AT LAKE TABOR IN COLUMBUS COUNTY.

On motion of Representative Wright, Committee Amendment No. 1 is adopted.

On motion of Representative Wright, consideration of the bill is postponed until May 21.

S. B. 281, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF NASHVILLE TO EXERCISE EXTRATERRITORIAL PLANNING POWERS UP TO TWO MILES FROM THE CORPORATE LIMITS WITH THE APPROVAL OF THE COUNTY BOARD OF COMMISSIONERS.

On motion of Representative L. Etheridge, consideration of the bill is postponed until May 21.

H. B. 306, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO PERMIT THE GENERAL ASSEMBLY TO GRANT TO APPROPRIATE PUBLIC BODIES IN THE STATE ADDITIONAL POWERS TO DEVELOP NEW AND EXISTING SEAPORTS AND AIRPORTS, INCLUDING POWERS TO FINANCE AND REFINANCE FOR PUBLIC AND PRIVATE PARTIES SEAPORT AND AIRPORT AND RELATED FACILITIES AND IMPROVEMENTS.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted by electronic vote (101-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hurst, James, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhyne, Richardson, Sizemore, Sparrow, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 102.

Voting in the negative: Chalk and Diamont — 2.

Excused absences: Representatives Barnhill, Gist, Hunter, Kennedy, Lutz, Rhodes, and Robinson — 7.

H. B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW ACTIONS INVOLVING UP TO TWO THOUSAND DOLLARS TO BE FILED AS SMALL CLAIMS.

Representative Redwine offers Amendment No. 1 which is adopted by electronic vote (85-21). This amendment changes the title.

The bill remains on the Calendar for its third reading.

H. B. 836, A BILL TO BE ENTITLED AN ACT TO REGULATE PUBLIC HEALTH PHARMACY PRACTICE.

Representative Hudson offers Amendment No. 1 which is adopted by electronic vote (101-1).

The bill, as amended, passes its third reading, by electronic vote (90-12), and is ordered engrossed and sent to the Senate.

H. J. R. 420, A JOINT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ENACT THE TEXTILE AND APPAREL TRADE ENFORCEMENT ACT OF 1985.

On motion of Representative Michaux, Committee Amendment No. 1 is adopted by electronic vote (97-0). This amendment changes the bill to a House resolution.

The resolution, as amended, is adopted by electronic vote (105-0).

H. B. 512, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 48-25 TO PERMIT DISCLOSURE OF INFORMATION CONCERNING ADOPTEES AND THEIR BIOLOGICAL RELATIVES.

On motion of Representative B. Woodard, the bill is withdrawn from today's Calendar and re-referred to the Committee on Judiciary No. 2.

Committee Substitute for H. B. 372, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 130A-5 TO AUTHORIZE THE SECRETARY TO REVIEW AND EXAMINE PRIVILEGED PATIENT MEDICAL RECORDS AND TO DECLARE ALL PRIVILEGED PATIENT MEDICAL RECORDS IN THE POSSESSION OF THE DEPARTMENT OF HUMAN RESOURCES AND LOCAL HEALTH DEPARTMENTS TO BE CONFIDENTIAL.

Representative Cromer offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (94-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

House Committee Substitute for S. B. 32, A BILL TO BE ENTITLED AN ACT TO PERMIT ENFORCEMENT OF ALIMONY JUDGEMENTS WHILE ON APPEAL.

Representative Wright offers Amendment No. 1.

Representative Wright calls the previous question on the amendment and the call is sustained.

Amendment No. 1 is adopted by electronic vote (66-39).

Representative Hackney offers Amendment No. 2 which fails of adoption by electronic vote (32-77).

Representative Pulley calls the previous question on the passage of the bill, and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (97-10).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

On motion of Representative Pulley, consideration of the bill on its third reading is postponed until May 21.

H. J. R. 865, A JOINT RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

On motion of Representative N. J. Crawford, Committee Amendment No. 1 is adopted.

The resolution, as amended, passes its second reading by electronic vote (101-0).

Representative Wiser objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 540, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COASTAL RESOURCES COMMISSION TO CONSIDER THE PRESENT AND ANTICIPATED USE OF ADJACENT WATERS BEFORE GRANTING A PERMIT UNDER THE COASTAL AREA MANAGEMENT ACT.

Representative Bruce Ethridge calls the previous question on the passage of the bill and the call is sustained by electronic vote (75-17).

The bill passes its second reading by electronic vote (61-35).

Representative Redwine objects to the third reading. The bill remains on the Calendar.

H. B. 770, A BILL TO BE ENTITLED AN ACT TO MAKE THE SECRETARY OF CULTURAL RESOURCES AN EX OFFICIO MEMBER OF THE GOVERNING BODY OF THE NORTH CAROLINA ART SOCIETY, INC., passes its second reading, by electronic vote (87-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 628, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS IN THE STATUTE REGARDING OCEAN PIERS AND TRASH FISHING.

Representative Hurst offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S. B. 304, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PROCEDURES UNDER WHICH SHELLFISH LEASE APPLICATIONS ARE DETERMINED.

On motion of Representative A. Hall, consideration of the bill is postponed until May 17.

Committee Substitute No. 2 for S. B. 39, A BILL TO BE ENTITLED AN ACT TO MAKE THE USE OF SEAT BELTS IN MOTOR VEHICLES MANDATORY.

On motion of Representative Bumgardner, Committee Amendment No. 1 is adopted.

Representative Murphy offers Amendment No. 2 which is adopted.

Representative C. Woodard offers Amendment No. 3 which fails of adoption by electronic vote (37-64).

Representative C. Woodard offers Amendment No. 4.

On motion of Representative Bumgardner, seconded by Representative Pulley, Amendment No. 4 is tabled by electronic vote (58-47).

Representative Fussell calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (59-47).

Representative C. Woodard objects to the third reading. The bill remains on the Calendar.

Representative C. Woodard moves that the bill be removed from the Calendar of May 17 and placed on the Calendar for May 21. This motion fails of adoption by electronic vote (50-50). The Speaker rules the motion fails for lack of a majority.

H. B. 780, A BILL TO BE ENTITLED AN ACT TO CLARIFY SECTION 96-29 OF THE EMPLOYMENT SECURITY LAW, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 385, A BILL TO BE ENTITLED AN ACT TO INSURE THE COMPETITIVE SELECTION OF PAYROLL DEDUCTION INSURANCE PRODUCTS PAID FOR BY STATE EMPLOYEES.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute No. 2 for H. B. 680, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE PERSONNEL ACT.

Representative Lancaster offers Amendment No. 1 which is adopted.

Representative Cromer offers Amendment No. 2.

On motion of Representative Stamey, seconded by Representative Lilley, Amendment No. 2 is tabled by electronic vote (63-33).

Representative Nesbitt offers Amendment No. 3 which is adopted by electronic vote (66-32).

Representative Cole offers Amendment No. 4.

On motion of Representative Stamey, seconded by Representative Church, Amendment No. 4 is tabled by electronic vote (58-33).

Representative Stamey calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (68-33).

Representative Justus objects to the third reading. The bill remains on the Calendar.

S. J. R. 558, A JOINT RESOLUTION PROVIDING FOR JOINT SESSIONS OF THE SENATE COMMITTEE ON COMMERCE AND THE HOUSE COMMITTEE ON PUBLIC UTILITIES TO REVIEW THE GOVERNOR'S APPOINTEES TO THE UTILITIES COMMISSION AND PROVIDING FOR A JOINT SESSION OR SESSIONS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ACT ON CONFIRMATION OF THE APPOINTMENTS MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 146, AN ACT TO INCREASE THE CONFEDERATE WIDOW'S PENSION.

S. B. 189, AN ACT TO AMEND CHAPTER 926, 1947 SESSION LAWS AS AMENDED, RELATING TO THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM.

S. B. 262, AN ACT TO AMEND G. S. 118-7 AS THAT STATUTE APPLIES TO THE CITY OF ASHEBORO TO ESTABLISH SUPPLEMENTAL RETIREMENT BENEFITS FOR ASHEBORO'S FIREMEN.

S. B. 348, AN ACT TO CONSIDER THE EFFECTS OF UNENCUMBERED ACTUARIAL GAINS UPON EMPLOYER OR STATE CONTRIBUTIONS TO AND UNFUNDED ACCRUED LIABILITIES OF RETIREMENT AND PENSION PLANS ADMINISTERED BY THE STATE.

S. B. 358, AN ACT TO PROVIDE A SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE CITY OF WILLIAMSTON.

S. B. 389, AN ACT TO MODIFY THE RETIREMENT ACTUARIAL NOTE REQUIREMENT.

H. B. 475, AN ACT TO INCLUDE OPTOMETRISTS, VETERINARIANS, AND NURSES IN THE EXEMPTION FROM THE CONFLICT OF INTEREST PROVISIONS GOVERNING MEMBERSHIP ON CERTAIN LOCAL BOARDS.

H. B. 577, AN ACT TO PERMIT PERSONS LESS THAN 16 TO TAKE NONCREDIT COURSES IN THE COMMUNITY COLLEGE SYSTEM.

H. B. 1129, AN ACT TO MODIFY THE BENEFITS PROVIDED UNDER THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN.

On motion of Representative Lilley, seconded by Representative Anderson, the House adjourns to reconvene May 17 at 11:00 a.m.

SEVENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, May 17, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Dr. Bob Brown, Pastor, Swan Station Baptist Church, Sanford, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Brubaker, Colton, Gist, Hunter, Hurst, Kennedy, Lutz, Rhodes, and Wright for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative B. Woodard for the Committee on Human Resources:

H. B. 665, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 108A-14 AFFECTING THE DUTIES AND RESPONSIBILITIES OF COUNTY DIRECTORS OF SOCIAL SERVICES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the bill be re-referred to the Committee on Judiciary No. 2.

The substitute bill is re-referred to the Committee on Judiciary No. 2. The original bill is placed on the Unfavorable Calendar.

By Representative Brannan for the Committee on Law Enforcement:

H. B. 1027, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND RAISE THE PUNISHMENT FOR THE MISDEMEANOR OF VEHICULAR HIT AND RUN, with a favorable report.

By Representative Beall for the Committee on Election Laws:

H. B. 404, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ELECTION LAWS, with a favorable report, as amended.

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 61, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM FRANK REDDING III, FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report.

H. J. R. 781, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CYRUS ROBY GARNER, SR., with a favorable report.

By Representative McDowell for the Committee on Natural and Economic Resources:

H. B. 307, A BILL TO BE ENTITLED AN ACT TO DESIGNATE A RIVER A POTENTIAL COMPONENT OF THE NATURAL AND SCENIC RIVERS SYSTEM AND TO PROTECT AGAINST DIRECT AND ADVERSE DEVELOPMENT, with an unfavorable report.

Committee Substitute for S. B. 147, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE VOLUNTARY REGISTRATION AND DEDICATION OF NATURAL AREAS, with a favorable report.

By Representative Fletcher for the Committee on Commissions and Schools for the Blind and Deaf:

H. B. 828, A BILL TO BE ENTITLED AN ACT TO INCREASE PROTECTION FOR VISUALLY IMPAIRED PEDESTRIANS, with a favorable report.

By Representative Barbee for the Committee on Transportation:

H. B. 593, A BILL TO BE ENTITLED AN ACT TO CONFORM NORTH CAROLINA LIMITATIONS ON TANDEM TRAILERS AND SEMITRAILERS WITH FEDERAL STATUTES AND TO MAKE OTHER CHANGES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 21. The original bill is placed on the Unfavorable Calendar.

By Representative Easterling for the Committee on Children and Youth:

S. B. 341, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ALTERNATIVE ARRANGEMENTS FOR LOCAL PROGRAM ADMINISTRATION, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Ballance, Mavretic, and Wood:

H. B. 1178, A BILL TO BE ENTITLTED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY LOCAL LAND USE CONTROL POLICIES AFFECTING MANUFACTURED HOUSING, is referred to the Committee on Appropriations.

By Representative Ballance:

H. B. 1179, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER REGISTRATION OF MISDEMEANANTS WHILE INCARCERATED, is referred to the Committee on Election Laws.

By Representatives Gardner, Bowman, Brown, Chapin, Foster, Ligon, Owens, Privette, and Sizemore:

H. B. 1180, A BILL TO BE ENTITLED AN ACT TO PROVIDE MERIT LOANS TO PROSPECTIVE MATHEMATICS AND SCIENCE PUBLIC SCHOOL TEACHERS, is referred to the Committee on Appropriations.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 1181, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973, is referred to the Committee on Water and Air Resources.

By Representatives Anderson, Barker, Brinkley, Chapin, Evans, Hudson, Hunter, Jones, Lancaster, Lilley, Lineberry, Murphy, Payne, Redwine, Tyndall, E. Warren, C. Woodard, and Wright:

H. B. 1182, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY OF ESTABLISHING A RESCUE SQUAD RELIEF FUND, is referred to the Committee on Appropriations.

By Representative B. Woodard:

H. B. 1183, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 7A, ARTICLES 42 AND 52, TO PROVIDE FOR COURT REVIEW OF THE VOLUNTARY PLACEMENT OF A JUVENILE IN FOSTER CARE PURSUANT TO AN AGREEMENT BETWEEN THE JUVENILE'S PARENTS OR GUARDIAN AND THE DIRECTOR OF SOCIAL SERVICES, is referred to the Committee on Courts and Administration of Justice.

By Representatives Hughes, Buchanan, Privette, and Robinson:

H. B. 1184, A BILL TO BE ENTITLED AN ACT TO REPEAL THE MOTOR VEHICLE INSPECTION PROGRAM AND TO RAISE THE REGISTRATION FEES ON PRIVATE PASSENGER VEHICLES, is referred to the Committee on Finance.

By Representatives Nesbitt, Colton, N. J. Crawford, and Greenwood:

H. B. 1185, A BILL TO BE ENTITLED AN ACT TO PERMIT STATE EMPLOYEES TO SERVE AS MEMBERS OF BOARDS OF TRUSTEES OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Higher Education.

By Representatives Decker, Privette, and Windley:

H. B. 1186, A BILL TO BE ENTITLED AN ACT TO LIMIT OFFICIAL RECOGNITION OF THE UNIVERSITY OF NORTH CAROLINA CLUBS AND ORGANIZATIONS, is referred to the Committee on Higher Education.

By Representatives Wiser, Blue, Fussell, Holroyd, Sparrow, and Stamey:

H. B. 1187, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HEAD INJURY FOUNDATION, is referred to the Committee on Appropriations.

By Representative Miller:

H. B. 1188, A BILL TO BE ENTITLED AN ACT TO LIMIT FINANCIAL INSTITUTIONS FROM CERTAIN INSURANCE ACTIVITIES WITH CUSTOMERS, is referred to the Committee on Insurance.

By Representative Miller:

H. B. 1189, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PURCHASE OF THOSE REMAINING LANDS IN DURAHAM COUNTY DESIGNATED FOR THE ENO RIVER STATE PARK, is referred to the Committee on Appropriations.

By Representative Barnes:

H. B. 1190, A BILL TO BE ENTITLED AN ACT TO ESTABLISH POLICIES TO PRESERVE PRIME FARMLAND, is referred to the Committee on Agriculture.

By Representative Anderson:

H. B. 1191, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN A RAILROAD ABANDONS THE USE OF LAND FOR A RAILROAD THOSE PERSONS USING THE RIGHT-OF-WAY SHALL HAVE A PRESCRIPTIVE EASEMENT RUNNING WITH THE LAND, is referred to the Committee on Transportation.

By Representatives Jeralds and Edwards:

H. B. 1192, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY AUTHORIZE LOCAL HEALTH DEPARTMENTS TO CHARGE A FEE FOR THE ADMINISTRATION OF THE IMMUNIZATIONS REQUIRED PURSUANT TO G. S. 130A-152, is referred to the Committee on Health.

By Representatives Redwine, Ballance, Barnhill, Blue, A. Hall, Jeralds, Michaux, Payne, and Richardson:

H. B. 1193, A BILL TO BE ENTITLED AN ACT TO PROVIDE START-UP FUNDS FOR A PROJECT TO INCREASE MINORITY PARTICIPATION IN SCIENCE, MATHEMATICS, ENGINEERING AND TECHNOLOGY, is referred to the Committee on Appropriations.

By Representative C. Woodard:

H. B. 1194, A BILL TO BE ENTITLED AN ACT TO MAKE LARCENY OF A PRESCRIPTION BLANK A FELONY, is referred to the Committee on Judiciary No. 2.

By Representaive Blue, Robinson, and Wood;

H. B. 1195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DEPICTION OF THE GREAT SEAL OF NORTH CAROLINA ON THE OFFICIAL LICENSE PLATES OF GENERAL ASSEMBLY MEMBERS, is referred to the Committee on Highway Safety.

By Representatives R. Warren, Barker, Brinkley, Buchanan, Bumgardner, Chapin, Dawkins, DeVane, Diamont, Enloe, Fitch, Foster, Fussell, Hasty, Hughes, Ligon, Lilley, Lutz, McAlister, McLaughlin, Murphy, Owens, Payne, Pool, Privette, Redwine, Rhyne, Sizemore, Windley, Wood, C. Woodard, and Wright:

H. J. R. 1196, A JOINT RESOLUTION HONORING THE FOUNDERS AND PIONEERS OF COUNTRY MUSIC, is referred to the Committee on Rules and Operation of the House.

By Representatives R. Warren, Allran, Boyd, Brawley, Brubaker, Cochrane, Cole, Craven, Cromer, Decker, Duncan, Esposito, Gardner, M. Hall, Hege, Huffman, Hughes, Hurst, Justus, Keesee-Forrester, Ligon, Mothershead, Privette, Rhodes, Rhyne, Sizemore, Spoon, Walker, Windley, and Wood:

H. B. 1197, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTRICT COURT VACANCIES TO BE FILLED BY MEMBERS OF ANY PARTY, is referred to the Committee on Election Laws.

By Representatives R. Warren, Decker, L. Etheridge, Windley, and Wood:

H. B. 1198, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE ASSIGNEMENT OF STUDENTS TO NEIGHBORHOOD SCHOOLS, is referred to the Committee on Education.

By Representatives R. Warren and Decker:

H. B. 1199, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW REGULAR SUPERIOR COURT JUDGES TO BE ELECTED IN THEIR JUDICIAL DIVISION, AND TO IMPLEMENT THAT AMENDMENT, is referred to the Committee on Constitutional Amendments.

By Representatives Chapin, Bowman, Brinkley, Edwards, Evans, Lineberry, and Wright:

H. B. 1200, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AND APPROPRIATE FUNDS FOR A RESIDENTIAL SUMMER SCHOOL PROGRAM, is referred to the Committee on Appropriations.

By Representatives Pulley, Evans, Lancaster, and Watkins:

H. B. 1201, A BILL TO BE ENTITLED AN ACT CONCERNING UNIFORM BOND PROCEDURES, is referred to the Committee on Judiciary No. 4.

By Representatives Clark, Cromer, and Easterling:

H. B. 1202, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF ACCIDENT FOR PURPOSES OF WORKERS' COMPENSATION, is referred to the Committee on Manufacturers and Labor.

By Representatives Sizemore, Allran, Anderson, Barker, Barnhill, Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Edwards, Esposito, L. Etheridge, Fitch, Gardner, A. Hall, M. Hall, Hasty, Hege, Holmes, Holroyd, Hudson, Huffman, Hughes, Hurst, Jones, Justus, Keesee-Forrester, Ligon, Lilley, Lineberry, Locks, Lutz, McLaughlin, Murphy, Noles, Pool, Privette, Redwine, Rhyne, Richardson, Sparrow, Tallent, Walker, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright:

H. B. 1203, A BILL TO BE ENTITLED AN ACT TO PROVIDE PROTECTIVE SERVICES FOR DISABLED JUVENILES, INCLUDING INFANTS, WITH LIFE-THREATENING CONDITIONS, is referred to the Committee on Judiciary No. 2.

By Representative Bob Etheridge:

H. B. 1204, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR BIOTECHNOLOGY, is referred to the Committee on Appropriations.

By Representatives Hunter and Nesbitt:

H. B. 1205, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE ABEYANCE OF PROFESSIONAL LIABILITY INSURANCE RATES AND CLASSIFICATIONS FOR HEALTH CARE PROVIDERS WHO CONTRACT WITH LOCAL HEALTH DEPARTMENTS, is referred to the Committee on Insurance.

By Representative Blue:

H. B. 1206, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DOUBLE PAYMENT OF FEES ON FORECLOSURE OF REAL PROPERTY, is referred to the Committee on Judiciary No. 3.

By Representative Blue:

H. B. 1207, A BILL TO BE ENTITLED AN ACT TO PERMIT A LANDLORD TO

DELIVER PROPERTY ABANDONED BY A TENANT TO A NONPROFIT ORGANIZATION, is referred to the Committee on Judiciary No. 3.

By Representative Lilley:

H. B. 1208, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-83 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT RELATING TO SEAPORTS AND AIRPORTS, is referred to the Committee on Finance.

By Representative Mothershead:

H. B. 1209, A BILL TO BE ENTITLED AN ACT TO PERMIT THE PROVISION OF TELEPHONE SERVICE BY ENTITIES OTHER THAN THE CERTIFICATED TELEPHONE COMPANY BY COIN, COINLESS, OR KEY-OPERATED PAY TELEPHONES, is referred to the Committee on Public Utilities.

By Representative Miller:

H. B. 1210, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PROCEDURES FOR SPORT PARACHUTING SCHOOLS, is referred to the Committee on State Government.

By Representatives Holroyd, Sparrow, Stamey, and Wiser:

H. B. 1211, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA THEATRE IN RALEIGH, is referred to the Committee on Cultural Resources.

By Representative Holroyd:

H. B. 1212, A BILL TO BE ENTITLED AN ACT TO CLARIFY PARENT RESPONSIBILITY FOR SCHOOL FEES AND CHARGES, is referred to the Committee on Education.

By Representative Hackney:

H. B. 1213, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA INCOME TAX TREATMENT OF ALIMONY PAYMENTS AND PROPERTY TRANSFERS MADE INCIDENT TO DIVORCE TO THE TAX TREATMENT AFFORDED BY FEDERAL LAW, is referred to the Committee on Finance.

By Representative Hackney:

H. B. 1214, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE TO THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT FUNDS NECESSARY TO IMPLEMENT THE RECLASSIFICATION PLAN CONTAINED IN THE MAY 6, 1985 ENVIRONMENTAL STUDY REPORT, is referred to the Committee on Appropriations.

By Representatives James, Hudson, Lutz, and Murphy:

H. B. 1215, A BILL TO BE ENTITLED AN ACT TO DEFINE KEROSENE IN ACCORDANCE WITH STANDARDS ADOPTED BY THE GASOLINE AND OIL INSPECTION BOARD, is referred to the Committee on Agriculture.

By Representatives McDowell and Miller:

H. B. 1216, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A DRIVER MUST STOP HIS MOTOR VEHICLE ON A ROADWAY OF FOUR OR MORE

LANES WHEN APPROACHING OR NEAR A SCHOOL BUS, is referred to the Committee on Highway Safety.

By Representatives Holmes and Brown:

H. B. 1217, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A KITCHEN FACILITY AT THE RICHMOND HILL LAW SCHOOL, is referred to the Committee on Appropriations.

By Representatives Holmes and Brown:

H. B. 1218, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT AN ELEVATOR FOR HANDICAPPED ACCESS AT THE YADKIN COUNTY COURTHOUSE, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Murphy, and Pulley:

H. B. 1219, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES PERTAINING TO THE NORTH CAROLINA HAZARDOUS WASTE TREATMENT COMMISSION, is referred to the Committee on Water and Air Resources.

By Representatives Foster and Easterling:

H. B. 1220, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR RESTORATION AND IMPROVEMENT OF THE JAMES C. DOWD HOUSE, AND FOR COMPLETION OF THE HISTORIC EXHIBIT AT THAT HOUSE, is referred to the Committee on Appropriations.

By Representative Nye:

H. B. 1221, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE ORDERLY TRANSITION OF THE FARM POND FISHERY PROGRAM FROM FEDERAL TO STATE ADMINISTRATION, is referred to the Committee on Wildlife Resources.

By Representative Enloe:

H. B. 1222, A BILL TO BE ENTITLED AN ACT TO TRANSFER TITLE TO CERTAIN LAND FROM THE STATE OF NORTH CAROLINA TO THE TOWN OF ANDREWS, is referred to the Committee on State Government.

By Representatives Lancaster, Pulley, and Wright:

H. B. 1223, A BILL TO BE ENTITLED AN ACT CLARIFYING THAT ALL SPECIES OF MARIJUANA ARE INCLUDED IN THE SCHEDULE OF CONTROLLED SUBSTANCES, is referred to the Committee on Judiciary No. 3.

By Representatives Decker, Brown, Buchanan, Craven, L. Etheridge, Ligon, Privette, Tallent, and Windley:

H. B. 1224, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE APPROPRIATION, ALLOCATION, OR EXPENDITURE OF STATE FUNDS FOR CERTAIN PURPOSES, is referred to the Committee on Appropriations.

By Representatives Decker, Brubaker, and R. Warren:

H. B. 1225, A BILL TO BE ENTITLED AN ACT TO MAKE IT CLEAR THAT THE PUBLIC UTILITIES TO BE REGULATED BY THE NORTH CAROLINA UTILITIES COMMISSION DO NOT INCLUDE COIN TELEPHONE SERVICE, is referred to the Committee on Public Utilities.

By Representatives Decker, Brawley, Brown, Craven, L. Etheridge, Ligon, Privette, Tallent, Windley, and Wood:

H. B. 1226, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF TAXPAYER FUNDS TO PURCHASE ALCOHOLIC BEVERAGES, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Evans, Allran, Ballance, Blue, Brubaker, Chapin, Clark, Colton, Cromer, Dawkins, Fitch, Hackney, A. Hall, Hasty, Hege, Lancaster, Mavretic, Miller, Nesbitt, Payne, Pulley, Sizemore, Watkins, and Wright:

H. J. R. 1227, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY INTEREST RATE REGULATION IN NORTH CAROLINA, is referred to the Committee on Rules and Operation of the House.

On motion of Representative Pulley, House Committee Substitute for S. B. 32 (as amended), A BILL TO BE ENTITLED AN ACT TO PERMIT ENFORCEMENT OF ALIMONY JUDGEMENTS WHILE ON APPEAL, is withdrawn from the Calendar for May 21 and re-referred to the Committee on Judiciary No. 4.

Pursuant to Rule 58, Representative Lilley gives notice of his intent to introduce a House Resolution to make technical changes in the House Rules.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for H. B. 234, A BILL TO BE ENTITLED AN ACT TO CLARIFY INTEREST RELATING TO JUDGMENTS AND PROVIDE FOR INTEREST ON NONCONTRACT JUDGMENTS REGARDLESS OF INSURANCE COVERAGE, is returned for concurrence in Senate amendment and is placed on the Calendar for May 20.

H. B. 674, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY THE ESCHEATS AND ABANDONED PROPERTY STATUTES, is returned for concurrence in Senate amendment and is placed on the Calendar for May 20.

S. B. 436, A BILL TO BE ENTITLED AN ACT THAT NOTIFICATION OF A MINOR'S PARENTS BY LAW ENFORCEMENT OFFICERS IS NOT REQUIRED WHEN A MINOR IS CHARGED WITH COMMITTING VIOLATIONS OF WILDLIFE STATUTES OR REGULATIONS PUNISHABLE BY FINES OF LESS THAN FIFTY DOLLARS OR IMPRISONMENT NOT TO EXCEED THIRTY DAYS, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 445, A BILL TO BE ENTITLED AN ACT TO MAKE THE ISSUANCE OF WORTHLESS CHECKS IN CERTAIN AMOUNTS A FELONY, is read the first time and is referred to the Committee on Judiciary No. 1.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 247, AN ACT TO ALLOW ROWAN COUNTY TO ESTABLISH VOTING PRECINCTS WITHOUT REGARD TO TOWNSHIP BOUNDARIES.

S. B. 242, AN ACT TO REQUIRE CONSENT OF THE CABARRUS COUNTY

BOARD OF COMMISSIONERS BEFORE LAND IN THAT COUNTY MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THE COUNTY.

S. B. 254, AN ACT TO ALLOW THE TOWN OF WAKE FOREST TO DISPOSE OF REAL PROPERTY AT PRIVATE SALE FOR THE PURPOSE OF ECONOMIC DEVELOPMENT.

S. B. 255, AN ACT TO ALLOW THE TOWN OF WAKE FOREST TO EXERCISE EXTRATERRITORIAL PLANNING POWERS UP TO TWO MILES FROM THE CORPORATE LIMITS WITH THE APPROVAL OF THE COUNTY BOARD OF COMMISSIONERS.

H. B. 483, AN ACT TO ASSURE COMPLIANCE OF THE NORTH CAROLINA EMPLOYMENT SECURITY LAW WITH FEDERAL LAW.

H. B. 505, AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS.

H. B. 649, AN ACT MAKING IT A GENERAL MISDEMEANOR TO SELL OR GIVE TO A MINOR A SHURIKIN, COMMONLY KNOWN AS A STAR.

H. B. 754, AN ACT TO AMEND G. S. 20-7.2(b) RELATING TO COMPLIANCE WITH 90-DAY FAILURES.

H. B. 427, AN ACT TO EXTEND PARENTAL LIABILITY IN MOTOR VEHICLE CASES TO ADULT CHILDREN.

H. B. 476, AN ACT TO ABOLISH THE MARINE RESOURCES CENTER ADMINISTRATIVE BOARD, TO REORGANIZE THE MARINE SCIENCE COUNCIL, AND TO ESTABLISH AN OFFICE OF MARINE AFFAIRS.

H. B. 511, AN ACT TO AMEND G. S. 108 A-14 AFFECTING THE DUTIES AND RESPONSIBILITIES OF COUNTY DIRECTORS OF SOCIAL SERVICES.

H. B. 525, AN ACT TO PROHIBIT HUNTING ON THE LAND OF ANOTHER WITHOUT HIS PERMISSION IN HOKE COUNTY.

H. B. 638, AN ACT TO REQUIRE PROMPT INVESTIGATION OF A REPORT OF JUVENILE ABUSE OR NEGLECT.

H. B. 663, AN ACT TO AMEND G. S. 143B-153 TO PROVIDE FOR ADOPTION OF RULES BY THE SOCIAL SERVICES COMMISSION ESTABLISHING STANDARDS FOR THE INSPECTION AND LICENSING OF DOMICILIARY HOMES.

S. J. R. 558, A JOINT RESOLUTION PROVIDING FOR JOINT SESSIONS OF THE SENATE COMMITTEE ON COMMERCE AND THE HOUSE COMMITTEE ON PUBLIC UTILITIES TO REVIEW THE GOVERNOR'S APPOINTEES TO THE UTILITIES COMMISSION AND PROVIDING FOR A JOINT SESSION OR SESSIONS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ACT ON CONFIRMATION OF THE APPOINTMENTS MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION.

CALENDAR

Action is taken on the following:

H. B. 204, A BILL TO BE ENTITLED AN ACT TO PROVIDE BETTER NOTICE TO PERSONS WHOSE VOTER REGISTRATION IS BEING PURGED FOR FAILURE TO VOTE.

On motion of Representative Hauser, the House concurs in Senate Amendment No. 1 by electronic vote (87-2).

On motion of Representative Hauser, the House concurs in Senate Amendment No. 2, by electronic vote (96-2), and the bill is ordered enrolled.

Committee Substitute for H. B. 572, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF APEX AND TO REPEAL PRIOR LOCAL ACTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ballance, Barker, Barnes, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 95.

Voting in the negative: None.

Excused absences: Representatives Barbee, Brubaker, Colton, Gist, Hunter, Hurst, Kennedy, Lutz, Rhodes, and Wright — 10.

H. B. 434, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF HILLSBOROUGH.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Hudson, Huffman, Hughes, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, McDowell, McLaughlin, Michaux, Miller, Mothershead, Nesbitt, Nye, Owens, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 93.

Voting in the negative: None.

Excused absences: Representatives Barbee, Brubaker, Colton, Gist, Hunter, Hurst, Kennedy, Lutz, Rhodes, and Wright — 10.

H. B. 306, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO PERMIT THE GENERAL ASSEMBLY TO GRANT TO APPROPRIATE PUBLIC BODIES IN THE STATE ADDITIONAL POWERS TO DEVELOP NEW AND EXISTING SEAPORTS AND AIRPORTS, INCLUDING POWERS TO FINANCE AND REFINANCE FOR PUBLIC AND PRIVATE PARTIES SEAPORT AND AIRPORT AND RELATED FACILITIES AND IMPROVEMENTS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Brown, Buchanan, Bumgardner, Chapin, Church, Clark, Cochrane, Craven, J. W. Crawford, N. J. Crawford, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Greenwood, A. Hall, Hasty, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, James, Jeralds, Jones, Justus, Keesee-Forrester, Ligon, Lilley, Lineberry, Locks, McDowell, Michaux, Miller, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, and B. Woodard — 76.

Voting in the negative: Representatives Ballance, Barnes, Blue, Brawley, Chalk, Cole, Creecy, Dawkins, Decker, DeVane, Diamont, Gardner, Hackney, M. Hall, Hauser, Hightower, McAlister, McLaughlin, Mothershead, Stamey, Wiser, Wood, and C. Woodard — 23.

Excused absences: Representatives Barbee, Brubaker, Colton, Gist, Hunter, Hurst, Kennedy, Lutz, Rhodes, and Wright — 10.

H. B. 279, A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS TO COLLECT AN EXAMINATION REVIEW FEE.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted by electronic vote (94-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Barker, Beall, Beard, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Church, Clark, Cole, Craven, J. W. Crawford, Cromer, Dawkins, Duncan, Easterling, Enloe, Esposito, Bruce Ethridge, Evans, Foster, Fussell, Gardner, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, James, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Mavretic, Miller, Mothershead, Noles, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhyne, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Wicker, Windley, B. Woodard, and C. Woodard — 74.

Voting in the negative: Representatives Ballance, Barnes, Barnhill, Blue, Boyd, Creecy, Decker, DeVane, Diamont, Edwards, L. Etheridge, Fitch, Fletcher, Hackney, Huffman, Jeralds, McAlister, McDowell, McLaughlin, Michaux, Nesbitt, Pool, Richardson, Sizemore, and Wood — 25.

Excused absences: Representatives Barbee, Brubaker, Colton, Gist, Hunter, Hurst, Kennedy, Lutz, Rhodes, and Wright — 10.

S. B. 209, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE EXPRESS AUTHORIZATION FOR JOINT AGENCIES TO PLEDGE, ASSIGN, MORTGAGE OR OTHERWISE GRANT A SECURITY INTEREST IN ANY REAL OR PERSONAL PROPERTY OR ANY INTEREST THEREIN, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, Creecy, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Wicker, Windley, Wiser, Wood, and B. Woodard — 96.

Voting in the negative: None.

Excused absences: Representatives Barbee, Brubaker, Colton, Gist, Hunter, Hurst, Kennnedy, Lutz, Rhodes, and Wright — 10.

S. B. 211, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE EXPRESS AUTHORIZATION FOR JOINT AGENCIES AND JOINT MUNICIPAL ASSISTANCE AGENCIES TO PROVIDE FOR THE DEFENSE OF AND INDEMNIFY COMMISSIONERS, OFFICERS OR EMPLOYEES.

On motion of Representative Miller, Committee Amendment No. 1 is adopted by electronic vote (93-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Ballance, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard and C. Woodard — 97.

Voting in the negative: None.

Excused absences: Representatives Barbee, Brubaker, Colton, Gist, Hunter, Hurst, Kennedy, Lutz, Rhodes, and Wright — 10.

H. B. 379, A BILL TO BE ENTITLED AN ACT TO ALLOW ACTIONS INVOLVING UP TO ONE THOUSAND FIVE HUNDRED DOLLARS TO BE FILED AS SMALL CLAIMS.

The bill, as amended, passes its third reading, by electronic vote (95-3), and is ordered engrossed and sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 540, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE COASTAL RESOURCES COMMISSION TO CONSIDER THE PRESENT AND ANTICIPATED USE OF ADJACENT WATERS BEFORE GRANTING A PERMIT UNDER THE COASTAL AREA MANAGEMENT ACT.

Representative Redwine offers Amendment No. 1 which fails of adoption by electronic vote (46-49).

Representative Bruce Ethridge calls the previous question on the passage of the bill and the call is sustained.

The bill passes its third reading, by electronic vote (51-50), and is ordered sent to the Senate.

H. B. 687, A BILL TO BE ENTITLED AN ACT TO ELIMINATE EXTRA CHARGES FOR VOLUNTEER FIREMEN AND RESCUE SQUAD MEMBERS' LICENSE PLATES.

On motion of Representative Hightower, consideration of the bill is postponed until May 21.

Committee Substitute No. 2 for S. B. 39, A BILL TO BE ENTITLED AN ACT TO MAKE THE USE OF SEAT BELTS IN MOTOR VEHICLES MANDATORY.

Representative Dawkins offers Amendment No. 5.

On motion of Representative Bumgardner, seconded by Representative Clark, Amendment No. 5 is tabled by electronic vote (54-48).

Representative C. Woodard offers Amendment No. 6 which is adopted by electronic vote (54-48).

Representative Miller moves that the bill be temporarily displaced. This motion fails by electronic vote (50-52).

Representative Miller moves, seconded by Representative Clark, that the House do adjourn. This motion carries by electronic vote (52-50).

On motion of Representative Lilley, seconded by Representative Anderson, the House adjourns to reconvene Monday, May 20 at 8:00 p.m.

SEVENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Friday, May 20, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Lilley.

Representaive Lilley, for the Committee on Rules and Operation of the House, reports

the Journal of May 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cromer, Bruce Ethridge, and Rhodes for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Stamey and Blue:

H. B. 1228, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE ADOPTION SUBSIDY, is referred to the Committee on Appropriations.

By Representative Stamey:

H. B. 1229, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF LABOR FOR THE PURPOSE OF EXPANDING APPRENTICESHIP TRAINING IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Stamey:

H. B. 1230, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF LABOR TO CREATE NEW POSITIONS TO PERMIT THE DEPARTMENT TO MORE ADEQUATELY DEAL WITH CURRENT LABOR AND EMPLOYMENT ISSUES IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Stamey:

H. B. 1231, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF LABOR FOR THE PURPOSE OF EXPANDING THE STAFF OF THE WAGE AND HOUR DIVISION SO AS TO REDUCE THE BACKLOG OF COMPLAINTS, is referred to the Committee on Appropriations.

By Representatives Stamey, Blue, Holroyd, Sparrow, and Wiser:

H. B. 1232, A BILL TO BE ENTITLED AN ACT TO PROVIDE RETIREMENT BENEFITS FOR STATE EMPLOYEES OF LONG STANDING WHO ARE EXEMPT FROM THE STATE PERSONNEL ACT AND ARE RELEASED WITHOUT CAUSE, is referred to the Committee on Pensions and Retirement.

By Representative Craven:

H. B. 1233, A BILL TO BE ENTITLED AN ACT TO LIMIT THE NUMBER OF CENTRAL SCHOOL ADMINISTRATIVE OFFICES TO BE FUNDED BY THE STATE, is referred to the Committee on Appropriations.

By Representatives Craven, Hege, Justus, and Privette:

H. B. 1234, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CORRECTIONAL FACILITIES CONSTRUCTION AUTHORITY UNDER THE DEPARTMENT OF CORRECTION, is referred to the Committee on Corrections.

By Representatives R. Warren, Mothershead, and Windley:

H. B. 1235, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO SCHEDULE ADVISORY REFERENDA ON ISSUES RELATING TO PUPIL ASSIGNMENT PLANS, is referred to the Committee on Education.

By Representatives Holt, Bowman, Locks, McAlister, McDowell, and Wood:

H. B. 1236, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT AND IMPROVEMENT OF THE SNOW CAMP DRAMA SOCIETY'S HISTORIC AND CULTURAL ACTIVITIES AND PROGRAMS, is referred to the Committee on Appropriations.

By Representative Murphy:

H. B. 1237, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO JAMES SPRUNT TECHNICAL COLLEGE, is referred to the Committee on Higher Education.

By Representatives Wright, Barnes, Clark, Hackney, Lancaster, Miller, Payne, and Pulley:

H. B. 1238, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN CLAIMANTS FROM DISCHARGE OR DEMOTION BY EMPLOYERS FOR INSTITUTING A WORKERS' COMPENSATION CLAIM, is referred to the Committee on Manufacturers and Labor.

By Representative Wright:

H. B. 1239, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PERSONS OR BUSINESSES FROM THE PROVISIONS OF CHAPTER 74D, is referred to the Committee on Judiciary No. 2.

By Representative Wright:

H. B. 1240, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TIME FOR POSTING NOTICE OF SALE AND TO VALIDATE CERTAIN FORECLOSURE SALES THAT DID NOT COMPLY WITH POSTING REQUIREMENTS, is referred to the Committee on Judiciary No. 2.

By Representatives Locks, DeVane, Hasty, Jeralds, Pool, and C. Woodard:

H. B. 1241, A BILL TO BE ENTITLED AN ACT TO REGULATE FREESTANDING EMERGENCY CARE FACILITIES, is referred to the Committee on Health.

By Representative Watkins:

H. B. 1242, A BILL TO BE ENTITLED AN ACT TO APPOINT THE CHIEF HEARING OFFICER AND ADDITIONAL HEARING OFFICERS, is referred to the Committee on Judiciary No. 4.

By Representative Watkins:

H. B. 1243, A BILL TO BE ENTITLED AN ACT TO PROVIDE PROCEDURES FOR APPOINTMENTS OF THE CHIEF HEARING OFFICER AND ADDITIONAL HEARING OFFICERS, is referred to the Committee on Judiciary No. 4.

By Representative Ballance:

H. B. 1244, A BILL TO BE ENTITLED AN ACT TO PROVIDE HEALTH AND

SAFETY STANDARDS FOR VIDEO DISPLAY TERMINAL OPERATORS, is referred to the Committee on Manufacturers and Labor.

By Representatives Easterling and Foster:

H. B. 1245, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PIEDMONT WASTE EXCHANGE, is referred to the Committee on Appropriations.

By Representatives Easterling and Foster:

H. B. 1246, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE INDEPENDENT NONRELATIVE ADOPTIVE PLACEMENT OF CHILDREN UNDER TWO YEARS OF AGE, is referred to the Committee on Rules and Operation of the House.

By Representative Miller:

H. B. 1247, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNFAIR TRADE STATUTE, is referred to the Committee on Judiciary No. 1.

By Representatives A. Hall, Wicker, and Wright:

H. B. 1248, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A NEW OFFENSE AND LICENSE REVOCATION FOR A VIOLATION OF THE MOTOR VEHICLE CODE, OTHER THAN DRIVING WHILE IMPAIRED, THAT RESULTS IN SERIOUS PERSONAL INJURY TO ANOTHER, is referred to the Committee on Judiciary No. 2.

By Representatives Payne, Allran, Barnes, Bowman, Brannan, Brawley, Cochrane, Cole, Colton, Craven, Dawkins, Diamont, Bruce Ethridge, Evans, Hackney, Holt, Huffman, Jeralds, Keesee-Forrester, McAlister, McDowell, Mavretic, Mothershead, Nesbitt, Privette, Sizemore, Spoon, R. Warren, Wiser, and Wright:

H. B. 1249, A BILL TO BE ENTITLED AN ACT TO PLACE THE VENUS FLY TRAP ON THE NORTH CAROLINA PROTECTED PLANTS LISTS, is referred to the Committee on Natural and Economic Resources.

By Representative Redwine:

H. B. 1250, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT BRUNSWICK TECHNICAL COLLEGE, is referred to the Committee on Appropriations.

By Representative Redwine:

H. B. 1251, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE SOUTHPORT COURTHOUSE, is referred to the Committee on Appropriations.

By Representatives Redwine, A. Hall, and Payne:

H. B. 1252, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CAPE FEAR AREA OPPORTUNITIES INDUSTRIALIZATION CENTERS, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Colton, N. J. Crawford, Greenwood, and Justus:

H. B. 1253, A BILL TO BE ENTITLED AN ACT TO PROVIDE UNREDUCED

AND EARLY SERVICE RETIREMENTS TO FIREMEN IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM AS PROVIDED MEMBERS OF THE LAW ENFORCEMENT OFFICERS' BENEFIT AND RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Nesbitt, Colton, N. J. Crawford, Greenwood, and Justus:

H. B. 1254, A BILL TO BE ENTITLED AN ACT TO GRANDFATHER THE RIGHT TO A DISABILITY RETIREMENT BENEFIT WITH AN ALLOWANCE BASED ON A PROJECTION OF SERVICE CREDITS TO AGE 65 IN LIEU OF A MAXIMUM OF 30 YEARS FOR PERSONS WHO WERE MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM AND THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM PRIOR TO JULY 1, 1982, OR TO AGE 55 IN LIEU OF A MAXIMUM OF 30 YEARS FOR PERSONS WHO WERE MEMBERS OF THE LAW ENFORCEMENT OFFICERS' RETIREMENT SYSTEM PRIOR TO JULY 1, 1982, is referred to the Committee on Pensions and Retirement.

By Representatives Nesbitt, Colton, N. J. Crawford, Greenwood, Justus, and Wood:

H. B. 1255, A BILL TO BE ENTITLED AN ACT TO PROHIBIT MANDATORY RETIREMENT OF EMPLOYEES UNDER SEVENTY YEARS OF AGE, is referred to the Committee on Pensions and Retirement.

By Representative Walker:

H. B. 1256, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE REHABILITATION OF THE STATESVILLE CITY HALL, is referred to the Committee on Appropriations.

By Representatives Walker and Diamont:

H. J. R. 1257, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HERBERT W. SAMPSEL, is referred to the Committee on Rules and Operation of the House.

By Representative Colton:

H. B. 1258, A BILL TO BE ENTITLED AN ACT TO PERMIT QUALIFIED SURETY COMPANIES TO GUARANTEE ARREST BOND CERTIFICATES OFFERED BY AUTOMOBILE CLUBS AND ASSOCIATIONS; REQUIRING THE ACCEPTANCE OF THOSE GUARANTEED ARREST BOND CERTIFICATES IN THE EVENT OF VIOLATION OF CERTAIN MOTOR VEHICLE LAWS; AND TO PROVIDE FOR THE FORFEITURE OF THE GUARANTEED ARREST BOND CERTIFICATES, is referred to the Committee on Judiciary No. 3.

By Representative Stamey:

H. B. 1259, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF LABOR TO SUPPLEMENT ITS PROGRAMS AND OPERATIONS, is referred to the Committee on Appropriations.

By Representatives Sparrow, Privette, Windley, and Wood:

H. B. 1260, A BILL TO BE ENTITLED AN ACT TO REINSTATE THE OFFENSE OF PUBLIC DRUNKENNESS, is referred to the Committee on Judiciary No. 4.

By Representative Beall:

H. B. 1261, A BILL TO BE ENTITLED AN ACT TO PROVIDE A REDUCTION IN COUNTY PAYMENTS FOR NONRESIDENTS LIVING IN DOMICILIARY CARE FACILITIES, is referred to the Committee on Appropriations.

By Representative Beall:

H. B. 1262, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF HUMAN RESOURCES PAY ALL COSTS OVER THE STANDARD RATE OF FOSTER CARE REQUIRED TO MEET THE NEEDS OF CHILDREN REQUIRING SPECIALIZED FOSTER CARE, is referred to the Committee on Appropriations.

By Representative Blue:

H. B. 1263, A BILL TO BE ENTITLED AN ACT RELATING TO THE DATE AND PROCEDURE FOR EXECUTION, is referred to the Committee on Judiciary No. 3.

By Representative Blue:

H. B. 1264, A BILL TO BE ENTITLED AN ACT TO PROVIDE PENALTIES FOR THOSE WHO COMMIT ASSAULTS ON SANITARIANS AND OTHER ENVIRONMENTAL HEALTH OFFICIALS, is referred to the Committee on Judiciary No. 3.

By Representative Blue:

H. B. 1265, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL LAWS OF ASSAULT AND OTHER CRIMES RELATING TO FORCE, is referred to the Committee on Judiciary No. 3.

By Representative Bob Etheridge:

H. B. 1266, A BILL TO BE ENTITLED AN ACT TO PERMIT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE MEMBERSHIP SERVICE CREDITS FOR OMITTED CONTRIBUTIONS, is referred to the Committee on Pensions and Retirement.

By Representative Bob Etheridge:

H. B. 1267, A BILL TO BE ENTITLED AN ACT TO AMEND THE SICK LEAVE AND PERSONAL LEAVE POLICIES FOR CERTAIN TEACHERS, is referred to the Committee on Appropriations.

By Representative Bob Etheridge:

H. B. 1268, A BILL TO BE ENTITLED AN ACT TO ABOLISH CERTAIN BOARDS AND COMMISSIONS, is referred to the Committee on Appropriations.

By Representatives Lilley and Wood:

H. B. 1269, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PROPERTY TAXATION REAL PROPERTY IRREVOCABLY DEDICATED FOR HUMAN BURIAL PURPOSES, is referred to the Committee on Finance.

By Representatives Easterling and Barnhill:

H. B. 1270, A BILL TO BE ENTITLED AN ACT ESTABLISHING PRETRIAL RELEASE SERVICE FEES, is referred to the Committee on Finance.

By Representatives Rhyne, Brown, Cole, Decker, Gardner, Hege, Huffman, Mothershead, Tallent, R. Warren, Windley, and Wood:

H. B. 1271, A BILL TO BE ENTITLED AN ACT TO LENGTHEN THE TIME A CLASS A FELON MUST SERVE BEFORE BECOMING ELIGIBLE FOR PAROLE, is referred to the Committee on Corrections.

By Representative Nesbitt:

H. B. 1272, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA REQUIREMENTS FOR COMPREHENSIVE HAZARDOUS WASTE FACILITIES BY REQUIRING THE PAYMENT OF CERTAIN FEES, is referred to the Committee on Water and Air Resources.

By Representative Nesbitt:

H. B. 1273, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CLERK TO NOTIFY PARTIES OF APPEALS FILED IN SMALL CLAIMS ACTIONS, is referred to the Committee on Judiciary No. 1.

By Representative Jones:

H. B. 1274, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE EMPLOYEES TO TRANSFER EXCESS VACATION DAYS TO SICK LEAVE, is referred to the Committee on State Personnel.

By Representatives Ballance and Jeralds:

H. B. 1275, A BILL TO BE ENTITLED AN ACT TO REWRITE G. S. 15A-2000 (e) (6) TO PROVIDE FOR AN AGGRAVATING CIRCUMSTANCE IN A CAPITAL CASE BASED UPON THE DEFENDANT BEING HIRED OR PAID TO COMMIT THE CAPITAL FELONY, is referred to the Committee on Judiciary No. 4.

By Representatives Ballance, Beard, Edwards, Hightower, Jeralds, and Tyson:

H. B. 1276, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIME OF FETICIDE, is referred to the Committee on Judiciary No. 4.

By Representatives Ballance, Fitch, and Jeralds:

H. B. 1277, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DEATH PENALTY FOR PERSONS EIGHTEEN YEARS OF AGE OR YOUNGER, is referred to the Committee on Judiciary No. 4.

By Representative Keesee-Forrester:

H. B. 1278, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO PERMIT PERSONS TO DRIVE WITH A BIOPTIC TELESCOPE, is referred to the Committee on Highway Safety.

By Representative Nye:

H. B. 1279, A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO IMPLEMENT A LOCAL USE CROP DEPREDATION STAMP SYSTEM, is referred to the Committee on Wildlife Resources.

By Representative Nye:

H. B. 1280, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES PAID

TO LICENSE AGENTS FOR WILDLIFE LICENSE SALES, is referred to the Committee on Finance.

By Representatives Locks and Wood:

H. B. 1281, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY GROUNDWATER CONTAMINATION LEAKAGES FROM UNDERGROUND STORAGE TANKS, is referred to the Committee on Rules and Operation of the House.

By Representative Evans:

H. B. 1282, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 17B OF CHAPTER 58 OF THE GENERAL STATUTES SO AS TO CLARIFY AND REFORM THE LAWS PERTAINING TO THE NORTH CAROLINA INSURANCE GUARANTY ASSOCIATION, is referred to the Committee on Banks and Thrift Institutions.

By Representatives Evans, DeVane, and C. Woodard:

H. B. 1283, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LEGISLATIVE STUDY COMMITTEE ON STATE-OWNED AND STATE-LEASED PROPERTY, is referred to the Committee on Rules and Operation of the House.

By Representatives Hunt and Justus:

H. B. 1284, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE A NORTH CAROLINA FLAG FOR EACH PUBLIC SCHOOL IN THE STATE, is referred to the Committee on Appropriations.

By Representatives Payne and A. Hall:

H. B. 1285, A BILL TO BE ENTITLED AN ACT CLARIFYING THAT CERTAIN PAYMENTS BY A MUNICIPALITY TO A WATER AND SEWER AUTHORITY QUALIFY AS PAYMENTS BY THAT MUNICIPALITY FOR WATER AND SEWAGE CAPITAL NEEDS UNDER THE RESTRICTIONS ON USE OF ONE-HALF PERCENT LOCAL SALES AND USE TAX REVENUE, is referred to the Committee on Finance.

By Representatives Payne and A. Hall:

H. B. 1286, A BILL TO BE ENTITLED AN ACT TO REWRITE G. S. 15A-1335 TO CLARIFY ITS APPLICATION TO RETRIALS WHERE AN ACCUSED HAS REPUDIATED A PLEA BARGAIN, is referred to the Committee on Judiciary No. 4.

By Representatives Mavretic, DeVane, Nye, Payne, and Pool:

H. B. 1287, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SOUTHEAST INTERSTATE LOW-LEVEL RADIOACTIVE WASTE MANAGEMENT COMPACT AND TO PROVIDE FOR A NORTH CAROLINA LOW-LEVEL RADIOACTIVE WASTE FACILITY OPERATED BY THE STATE FOR THE USE OF ITS CITIZENS, is referred to the Committee on Water and Air Resources.

By Representative Michaux:

H. B. 1288, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO DURHAM TECHNICAL INSTITUTE, is referred to the Committee on Higher Education.

By Representative Hasty:

H. B. 1289, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA REQUIREMENTS FOR COMPREHENSIVE HAZARDOUS WASTE FACILITIES BY REQUIRING THE PAYMENT OF CERTAIN FEES, is referred to the Committee on Water and Air Resources.

By Representative Payne:

H. B. 1290, A BILL TO BE ENTITLED AN ACT TO ALLOW RATE MAKING TO GIVE THE INSURANCE COMMISSIONER AUTHORITY TO SET CREDIT INSURANCE RATES, is referred to the Committee on Insurance.

By Representative Nye:

H. B. 1291, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC LAW, is referred to the Committee on Health.

By Representative Nye:

H. B. 1292, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF LANDOWNERS TO PERSONS ENTERING THEIR PREMISES WITH PERMISSION, is referred to the Committee on Insurance.

By Representatives Bob Etheridge, Fussell, Greenwood, and E. Warren:

H. B. 1293, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO CONTINUE TO DEVELOP AND TO IMPLEMENT A CAREER DEVELOPMENT PILOT PROGRAM FOR CERTIFICATED INSTRUCTIONAL PERSONNEL, INSTRUCTIONAL SUPPORT PERSONNEL, AND ADMINISTRATORS IN THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Lancaster, Evans, Lilley, Nye, Redwine, and Wood:

H. B. 1294, A BILL TO BE ENTITLED AN ACT TO PREVENT FELONS FROM PROFITING FROM THEIR STORIES AND OTHER ACCOUNTS OF THEIR CRIMES BY REQUIRING THAT THE PROCEEDS OF THEIR STORIES BE USED TO COMPENSATE THE VICTIMS OF THE CRIMES, is referred to the Committee on Judiciary No. 3.

By Representative Beall:

H. B. 1295, A BILL TO BE ENTITLED AN ACT RELATING TO PROCEDURES FOR FILLING VACANCIES IN ELECTIVE OFFICES IN THE STATE, is referred to the Committee on Election Laws.

By Representative Blue:

H. B. 1296, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL LAWS OF LARCENY AND OTHER CRIMES OF STEALING, is referred to the Committee on Judiciary No. 3.

By Representative Ballance:

H. B. 1297, A BILL TO BE ENTITLED AN ACT TO SUBSTITUTE LIFE IMPRISONMENT WITHOUT PAROLE FOR THE DEATH PENALTY, is referred to the Committee on Judiciary No. 4.

By Representatives Watkins and J. W. Crawford:

H. B. 1298, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE MUSEUM OF HISTORY BUILDING, is referred to the Committee on Appropriations.

By Representative Brubaker:

H. B. 1299, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE PROPERTY TAX VALUE OF PASSENGER VEHICLES OVER FIFTEEN YEARS OLD, is referred to the Committee on Finance.

By Representatives Lilley, Buchanan, Justus, and Wood:

H. B. 1300, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INTANGIBLES TAX FILING THRESHOLD AND TO PROVIDE AN INTANGIBLES TAX CREDIT EQUAL TO THE FILING THRESHOLD, is referred to the Committee on Finance.

By Representatives DeVane and C. Woodard:

H. B. 1301, A BILL TO BE ENTITLED AN ACT TO PERMIT STATE AND LOCAL GOVERNMENTS TO CHARGE FEES TO APPLICANTS FOR PERMITS TO ESTABLISH OR OPERATE A HAZARDOUS WASTE FACILITY, is referred to the Committee on Water and Air Resources.

By Representatives Greenwood, Bowman, N. J. Crawford, Diamont, Enloe, Jeralds, Nesbitt, and E. Warren:

H. B. 1302, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE ON-THE-JOB TRAINING COMPONENTS OF THE QUALITY ASSURANCE PROGRAM, is referred to the Committee on Appropriations.

By Representatives C. Woodard, DeVane, and Locks:

H. B. 1303, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 20 OF CHAPTER 15A OF THE GENERAL STATUTES TO PROHIBIT USE OF FORCE IN RESISTING ARREST, is referred to the Committee on Law Enforcement.

By Representatives C. Woodard, DeVane, and Lancaster:

H. B. 1304, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 90 BY ADDING A NEW G. S. 90-108 (15) ENTITLED UNAUTHORIZED POSSESSION OF A BLANK PRESCRIPTION FORM, is referred to the Committee on Judiciary No. 2.

By Representatives Rhyne, Hege, Holmes, Justus, Robinson, Windley, and Wood:

H. B. 1305, A BILL TO BE ENTITLED AN ACT TO IMPOSE SPECIAL PROBATION FOR FOURTH AND SUBSEQUENT CONVICTIONS OF WRITING WORTHLESS CHECKS, is referred to the Committee on Judiciary No. 4.

By Representative Cole:

H. B. 1306, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN INVENTORY OF ARCHITECTURALLY AND HISTORICALLY SIGNIFICANT STRUCTURES AND SITES IN WATAUGA COUNTY, is referred to the Committee on Appropriations.

By Representatives Cole, Buchanan, Colton, Diamont, Edwards, Evans, M. Hall, Jones, Justus, Keesee-Forrester, McLaughlin, Payne, Tallent, and Wood:

H. B. 1307, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FUNDS APPROPRIATED TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR SALARY INCREASES IN LIEU OF LONGEVITY PAY BE EXPENDED FOR THAT PURPOSE, is referred to the Committee on Appropriations.

By Representatives Hege, Cromer, and Justus:

H. B. 1308, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE BOARD OF COUNTY COMMISSIONERS OF A COUNTY MAY REQUIRE JOINT APPROVAL OF CITY AND COUNTY GOVERNING BOARDS AND THE VOTERS OF THE CITY AND COUNTY FOR THE CITY TO ENGAGE IN ANY ACTIVITIES OUTSIDE ITS EXTRATERRITORIAL JURISDICTION, AND THE JOINT APPROVAL OF THE CITY AND COUNTY GOVERNING BOARDS TO ENGAGE IN ANY ACTIVITIES OUTSIDE THE CORPORATE LIMITS BUT WITHIN THE EXTRATERRITORIAL JURISDICTION, is referred to the Committee on State Government.

By Representatives Easterling, Foster, Justus, Privette, Windley, and Wood:

H. B. 1309, A BILL TO BE ENTITLED AN ACT DIRECTING LOCAL BOARDS OF EDUCATION TO PROHIBIT SMOKING BY STUDENTS ON SCHOOL PROPERTY, is referred to the Committee on Education.

By Representative Hudson:

H. B. 1310, A BILL TO BE ENTITLED AN ACT PERTAINING TO SELECTION OF TRUSTEES OF COMMUNITY COLLEGES AND TECHNICAL INSTITUTES, is referred to the Committee on Higher Education.

By Representatives Justus, Cochrane, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, Esposito, Fletcher, Greenwood, M. Hall, Hege, Hightower, Holmes, Ligon, Mothershead, Rhyne, and Wiser:

H. B. 1311, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTORATION FEE ON DRIVER'S LICENSES THAT ARE VOLUNTARILY SURRENDERED FOR HEALTH REASONS, is referred to the Committee on Highway Safety.

By Representatives Bowman, Buchanan, and Justus:

H. B. 1312, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PROPERTY TAX EXCLUSION FOR RESIDENCES OWNED BY CERTAIN DISABLED VETERANS AND TO EXPAND THE EXCLUSION TO INCLUDE ALL DISABLED VETERANS WHO ARE TOTALLY UNEMPLOYABLE, is referred to the Committee on Finance.

By Representative Miller:

H. J. R. 1313, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE POLICIES ON ADMISSION AND DISCHARGE OF PERSONS WITH MENTAL DISORDERS, is referred to the Committee on Rules and Operation of the House.

By Representatives Mavretic, Barker, Hasty, Hightower, Lilley, Locks, Pool, Quinn, and Wicker:

H. B. 1314, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROHIBIT TAXES ON PROPERTY, TO REQUIRE A STATE SALES TAX

OF AT LEAST FIVE PERCENT, AND TO REQUIRE THAT THE TAX REVENUE FROM A FIVE PERCENT STATE SALES TAX AND FROM ONE-HALF THE CORPORATE INCOME TAX BE DISTRIBUTED TO LOCAL GOVERNMENTAL UNITS; TO AUTHORIZE LOCAL INDIVIDUAL INCOME SURTAXES, TO REPEAL LOCAL SALES TAXES, TO INCREASE THE STATE SALES TAX RATE TO EIGHT PERCENT AND ELIMINATE PREFERENTIAL RATES, AND TO PROVIDE A REFUNDABLE INCOME TAX CREDIT TO LOW-INCOME INDIVIDUALS FOR THE ESTIMATED AMOUNT OF SALES AND USE TAXES PAID BY THEM, is referred to the Committee on Constitutional Amendments.

By Representatives Barnhill, Bowman, Brinkley, Chapin, Creecy, DeVane, Easterling, Fitch, Foster, Hauser, Jeralds, Lineberry, Noles, Richardson, E. Warren, and Wiser:

H. B. 1315, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR THOSE WHO COMMIT ASSAULTS ON SANITARIANS AND OTHER ENVIRONMENTAL HEALTH OFFICIALS, is referred to the Committee on Judiciary No. 4.

By Representatives Barnhill, Creecy, DeVane, Easterling, Fitch, Foster, Jeralds, Richardson, Wiser, and C. Woodard:

H. B. 1316, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MATERNAL AND CHILD HEALTH CARE, is referred to the Committee on Appropriations.

By Representatives L. Etheridge, Barbee, Decker, Duncan, Fussell, Justus, Ligon, Privette, Windley, Wood, and C. Woodard:

H. B. 1317, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PARENTS BE NOTIFIED IF THEIR CHILDREN RECEIVE BIRTH CONTROL PRESCRIPTIONS OR BIRTH CONTROL DEVICES, is referred to the Committee on Judiciary No. 4.

By Representative L. Etheridge:

H. B. 1318, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A SMALL CLAIM MAY BE ASSIGNED TO THE COUNTY IN WHICH THE CLAIM AROSE IF THE DEFENDANT RESIDES IN AN ADJOINING COUNTY, is referred to the Committee on Judiciary No. 4.

By Representative Murphy:

H. B. 1319, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE GRANTING OF NEW OR RENEWAL SHELLFISH LEASES IN CERTAIN AREAS, is referred to the Committee on Marine Fisheries.

By Representatives DeVane and Wood:

H. B. 1320, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 131C GOVERNING THE SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES, is referred to the Committee on Judiciary No. 2.

By Representatives Evans, Brubaker, Hasty, Murphy, and E. Warren:

H. B. 1321, A BILL TO BE ENTITLED AN ACT TO REGULATE BANK HOLDING COMPANIES, is referred to the Committee on Banks and Thrift Institutions.

By Representatives Anderson and Colton:

H. B. 1322, A BILL TO BE ENTITLED AN ACT TO MAKE LAND OWNED BY A CORPORATION ELIGIBLE FOR USE-VALUE APPRAISAL AND TO REQUIRE PAYMENT OF DEFERRED TAXES FOR THE PREVIOUS FIVE YEARS INSTEAD OF THREE YEARS WHEN A DISQUALIFYING TRANSFER OF LAND OCCURS, is referred to the Committee on Finance.

By Representative Duncan:

H. B. 1323, A BILL TO BE ENTITLED AN ACT TO PERMIT GOVERNMENTAL ENTITIES TO RECEIVE REFUNDS OF SALES TAXES PAID ON UTILITY PURCHASES, is referred to the Committee on Finance.

By Representative Nye:

H. J. R. 1324, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHATHAM CALHOUN CLARK, is referred to the Committee on Rules and Operation of the House.

By Representatives Nye and Wright:

H. B. 1325, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NORTH CAROLINA UTILITIES COMMISSION TO CONSIDER CERTAIN FACTORS IN A REQUEST FOR EXTENDED AREA TELEPHONE SERVICE, is referred to the Committee on Public Utilities.

By Representative Easterling:

H. B. 1326, A BILL TO BE ENTITLED AN ACT CREATING THE OFFENSES OF PROVIDING PET DOGS OR PET CATS FOR RESEARCH AND TRANSPORTING OR RECEIVING PET DOGS OR PET CATS FOR RESEARCH, is referred to the Committee on Judiciary No. 1.

By Representatives Hurst, Justus, and Windley:

H. B. 1327, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROVIDE FOR AN EASTER RECESS FOR THE GENERAL ASSEMBLY, is referred to the Committee on Constitutional Amendments.

By Representative Mavretic:

H. B. 1328, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GASOLINE AND SPECIAL FUELS EXCISE TAX FROM A FLAT PER GALLON RATE TO A PERCENTAGE OF THE WHOLESALE PRICE, is referred to the Committee on Finance.

By Representative Evans:

H. B. 1329, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FRIENDS OF ELIZABETH II, INC., TO OPERATE VENDING MACHINES ON THE SITE GROUNDS OF THE ELIZABETH II, is referred to the Committee on Cultural Resources.

By Representative Miller:

H. B. 1330, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCESS FOR SERVICE BY PUBLICATION, is referred to the Committee on Judiciary No. 1.

By Representatives Watkins and Bob Etheridge:

H. B. 1331, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN UNREMARRIED SURVIVING SPOUSE'S RETIREMENT ALLOWANCE BASED ON DISABILITY RETIREMENT BENEFITS FOR VESTED MEMBERS OF THE SEVERAL STATE-ADMINISTERED RETIREMENT SYSTEMS WHO DIE IN SERVICE REGARDLESS OF THE MEMBER'S AGE, is referred to the Committee on Pensions and Retirement.

By Representatives Hege, Buchanan, Justus, Privette, and Wood:

H. B. 1332, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT LEGISLATIVE MEMBERS OF LEGISLATIVE STUDY COMMISSIONS BE APPOINTED IN PROPORTION TO PARTY MEMBERSHIP, is referred to the Committee on Rules and Operation of the House.

By Representative Bob Etheridge:

H. B. 1333, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA EMPLOYMENT AND TRAINING ACT, is referred to the Committee on Manufacturers and Labor.

By Representative Anderson:

H. B. 1334, A BILL TO BE ENTITLED AN ACT TO CREATE A BOARD OF LABOR FOR THE NORTH CAROLINA DEPARTMENT OF LABOR, is referred to the Committee on State Government.

By Representatives Sparrow, Justus, Privette, and Wood:

H. B. 1335, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY PRISON ENTERPRISES, is referred to the Committee on Rules and Operation of the House.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 737, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OF KEROSENE FROM PUMPS LOCATED ON THE SAME PUMP ISLAND AS PUMPS DISPENSING GASOLINE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 22. The original bill is placed on the Unfavorable Calendar.

H. B. 862, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN FORECLOSURE AND LEGAL ADVERTISEMENT SALES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 22. The original bill is placed on the Unfavorable Calendar.

H. B. 887, A BILL TO BE ENTITLED AN ACT TO PROVIDE A STATUTE OF LIMITATIONS FOR SPECIAL OR CONDITIONAL USE PERMIT PROCEEDINGS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 22. The original bill is placed on the Unfavorable Calendar.

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 292, A BILL TO BE ENTITLED AN ACT TO CREDIT ASSUMED RATES OF INTEREST TO MEMBER ACCOUNTS IN THE STATE RETIREMENT SYSTEMS UPON CESSATION OF MEMBERSHIP FOR REASONS OTHER THAN DEATH OR RETIREMENT, with an unfavorable report.

S. B. 160, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE GOVERNING BODIES REQUIRED TO PROVIDE ANNUAL CERTIFICATION OF FIREMEN ELIGIBLE FOR MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 700, A BILL TO BE ENTITLED AN ACT TO ALLOW INVESTMENTS IN OBLIGATIONS ISSUED, ASSUMED OR GUARANTEED BY THE AFRICAN DEVELOPMENT BANK, with a favorable report.

S. B. 173, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 54B-14 CONCERNING EXAMINATION OF CERTIFICATES OF INCORPORATION OF SAVINGS AND LOAN ASSOCIATIONS BY THE SECRETARY OF STATE, with a favorable report.

S. B. 174, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 54B-147 CONCERNING THE FEE WHICH MAY BE CHARGED FOR RETURNED CHECKS BY SAVINGS AND LOAN ASSOCIATIONS, with a favorable report.

S. B. 175, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 115C TO PERMIT LOCAL SCHOOL ADMINISTRATIVE UNITS TO DEPOSIT FUNDS IN SAVINGS AND LOAN ASSOCIATIONS AND TO DESIGNATE SAVINGS AND LOAN ASSOCIATIONS AS OFFICIAL DEPOSITORIES, with a favorable report.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 11, A BILL TO BE ENTITLED AN ACT TO REORGANIZE STATE CHILD DAY CARE SERVICES, is read the first time and is referred to the Committee on Children and Youth.

S. B. 418, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TREASURER TO AUTHORIZE LIMITED EXEMPTIONS FROM THE DAILY DEPOSIT LAW, is read the first time and is referred to the Committee on Appropriations.

Committee Substitute for H. B. 81, A BILL TO BE ENTITLED AN ACT TO REENACT THE NORTH CAROLINA CHILD PASSENGER RESTRAINT LAW, is returned for concurrence in Senate amendment and is placed on the Calendar for May 21.

H. B. 526, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN HOKE COUNTY, is returned for concurrence in Senate amendment and is placed on the Calendar for May 21.

H. B. 723, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA UNIFORM COMMERCIAL CODE, is returned for concurrence in Senate amendment and is placed on the Calendar for May 21.

Committee Substitute for S. B. 58, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA, is read the first time and is referred to the Committee on Mental Health.

S. B. 241, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 87 OF THE GENERAL STATUTES RELATING TO THE QUALIFICATIONS AND ROSTERS OF GENERAL CONTRACTORS, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 374, A BILL TO BE ENTITLED AN ACT TO DISALLOW AS DEDUCTIONS INTEREST ON THE NORTH CAROLINA INHERITANCE TAX, THE FEDERAL ESTATE TAX, AND ON FUNDS BORROWED TO PAY SUCH TAXES, is read the first time and is referred to the Committee on Finance.

S. B. 394, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A GENERAL STATEWIDE CASH MANAGEMENT POLICY FOR THE STATE OF NORTH CAROLINA, is read the first time and is referred to the Committee on Appropriations.

S. B. 403, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT THE LEGISLATIVE SERVICES COMMISSION APPOINT AN INDEPENDENT AUDITOR FOR EXPENDITURES UNDER THE NORTH CAROLINA ELECTION CAMPAIGN FUND, is read the first time and is referred to the Committee on Election Laws.

S. B. 441, A BILL TO BE ENTITLED AN ACT TO CHANGE THE QUALIFICATIONS FOR A LIMITED PILOTAGE LICENSE ISSUED BY THE CAPE FEAR NAVIGATION AND PILOTAGE COMMISSION, is read the first time and is referred to the Committee on State Government.

S. B. 455, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEDERAL JUDGES AND MAGISTRATES TO PERFORM THE MARRIAGE CEREMONY, is read the first time and is referred to Committee on Courts and Administration of Justice.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 156, AN ACT TO AMEND CHAPTERS 34 AND 45 TO PROVIDE FOR EQUITY LINES OF CREDIT.

S. B. 336, AN ACT TO AMEND G. S. 49-14 TO ALLOW THE ESTABLISHMENT OF PATERNITY UNTIL AGE EIGHTEEN IN ACCORDANCE WITH NORTH CAROLINA CASE LAW AND AS REQUIRED BY FEDERAL LAW.

H. B. 508, AN ACT TO PROVIDE SUPPLEMENTAL RETIREMENT FUNDS FOR MEMBERS OF THE CITY OF SHELBY FIRE DEPARTMENT AND TO MODIFY THE APPLICATION OF G. S. 118-5, G. S. 118-6, and G. S. 118-7 TO THE CITY OF SHELBY.

H. B. 550, AN ACT TO AMEND CHAPTER 767 OF THE 1983 SESSION LAWS AND RELATING TO THE PURCHASE OF CREDIT IN THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM.

H. B. 204, AN ACT TO PROVIDE BETTER NOTICE TO PERSONS WHOSE VOTER REGISTRATION IS BEING PURGED FOR FAILURE TO VOTE.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 234, A BILL TO BE ENTITLED AN ACT TO CLARIFY INTEREST RELATING TO JUDGMENTS AND PROVIDE FOR INTEREST ON NONCONTRACT JUDGMENTS REGARDLESS OF INSURANCE COVERAGE.

On motion of Representative Pulley, the House concurs in the Senate amendment, by electronic vote (110-0), and the bill is ordered enrolled.

H. B. 674, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY THE ESCHEATS AND ABANDONED PROPERTY STATUTES.

On motion of Representative DeVane, the House concurs in the Senate amendment, by electronic vote (107-1), and the bill is ordered enrolled.

H. J. R. 61, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM FRANK REDDING III, FORMER MEMBER OF THE GENERAL ASSEMBLY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H. J. R. 781, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CYRUS ROBY GARNER, SR, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for H. B. 279, A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS TO COLLECT AN EXAMINATION REVIEW FEE.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Barker, Barnes, Barnhill, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: Representatives Ballance, Decker, Diamont, Fitch, McDowell, and Michaux — 6.

Excused absences: Representatives Cromer, Bruce Ethridge, and Rhodes — 3.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. J. R. 458, A JOINT RESOLUTION HONORING MATTHEW WILKES BROWN AND RECOGNIZING THE IMPORTANCE OF ORGAN DONATIONS, is read the first time.

On motion of Representative Barnes, the rules are suspended, and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

S. B. 209, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE EXPRESS AUTHORIZATION FOR JOINT AGENCIES TO PLEDGE, ASSIGN, MORTGAGE OR OTHERWISE GRANT A SECURITY INTEREST IN ANY REAL OR PERSONAL PROPERTY OR ANY INTEREST THEREIN, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, Diamont, Duncan, Easterling, Edwards, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Hightower, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: Representative DeVane.

Excused absences: Representatives Cromer, Bruce Ethridge, and Rhodes — 3.

S. B. 211, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE EXPRESS AUTHORIZATION FOR JOINT AGENCIES AND JOINT MUNICIPAL ASSISTANCE AGENCIES TO PROVIDE FOR THE DEFENSE OF AND INDEMNIFY COMMISSIONERS, OFFICERS OR EMPLOYEES.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell,

McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhyne, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 100.

Voting in the negative: None.

Excused absences: Representatives Cromer, Bruce Ethridge, and Rhodes — 3.

Committee Substitute for S. B. 147, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE VOLUNTARY REGISTRATION AND DEDICATION OF NATURAL AREAS, passes its second reading, by the following vote, and remains on the calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Eposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 106.

Voting in the negative: None.

Excused absences: Representatives Cromer, Bruce Ethridge, and Rhodes — 3.

S. B. 304, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PROCEDURES UNDER WHICH SHELLFISH LEASE APPLICATIONS ARE DETERMINED, passes its second reading, by the following vote, and remains on the calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Hackney, A. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Richardson, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, and Wright — 98.

Voting in the negative: None.

Excused absences: Representatives Cromer, Bruce Ethridge, and Rhodes — 3.

H. J. R. 865, A JOINT RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Representative Wiser offers Amendment No. 2 which is adopted by electronic vote (108-0).

The resolution, as amended, passes its third reading, by electronic vote (103-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for S. B. 39, A BILL TO BE ENTITLED AN ACT TO MAKE THE USE OF SEAT BELTS IN MOTOR VEHICLES MANDATORY.

Representative Nesbitt moves that the vote by which Amendment No. 6 was adopted on May 17 be reconsidered. This motion carries by electronic vote (68-44).

On motion of Representative Bumgardner, seconded by Representative Hackney, Amendment No. 6 is tabled by electronic vote (68-46).

Representative Bumgardner calls the previous question on the passage of the bill and the call is sustained by electronic vote (72-40).

Representative L. Etheridge moves, seconded by Representative Mothershead, that the House do adjourn. This motion fails by electronic vote (33-78).

The bill, as amended, passes its third reading, by electronic vote (60-51), and is ordered sent to the Senate for concurrence in House amendments.

Representative Bumgardner moves, seconded by Representative Pulley, that the vote by which the bill passed its third reading be reconsidered and that this motion do lie upon the table. This motion carries by electronic vote (64-45).

Committee Substitute No. 2 for H. B. 680, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE PERSONNEL ACT.

On motion of Representative Stamey, consideration of the bill is postponed until May 21.

Committee Substitute for H. B. 795, , A BILL TO BE ENTITLED AN ACT PROVIDING FOR PROTECTING THE PUBLIC FROM INACTIVE HAZARDOUS SUBSTANCE DISPOSAL SITES.

Representative Hackney offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (95-4).

Representative McAlister objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 591, A BILL TO BE ENTITLED AN ACT TO MAKE THE CONTENTS OF THE CLERKS CRIMINAL RECORD INDEX ADMISSIBLE TO PROVE PRIOR MISDEMEANOR CONVICTIONS WHEN THE ORIGINAL JUDGMENTS HAVE BEEN DESTROYED.

On motion of Representative Hackney, consideration of the bill is postponed until May 23.

Committee substitute for H. B. 94, A BILL TO BE ENTITLED AN ACT TO FURTHER DEFINE THE APPROPRIATE POLITICAL ACTIVITY OF STATE EMPLOYEES.

On motion of Representative Jones, the bill is withdrawn from tonight's Calendar and re-referred to the Committee on Judiciary No. 3.

H. B. 791, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CONFLICT IN THE STATUTES CONCERNING VACANCIES IN MUNICIPAL AND SPECIAL DISTRICT ELECTIVE OFFICES, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 800, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LETTER RETURNED BECAUSE THE PERSON NO LONGER LIVES AT AN ADDRESS SHALL NOT BE ADMISSIBLE EVIDENCE IN A CHALLENGE MADE ON THE DAY OF A PRIMARY OR ELECTION, passes its second reading, by electronic vote (88-17).

Representative Mothershead objects to the third reading. The bill remains on the Calendar.

H. B. 837, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER TECHNICAL CHANGES IN THE ELECTION LAWS.

On motion of Representative Barker, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 77, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE FELONY CHILD ABUSE LAW BY PROHIBITING THE INFLICTION OF ANY SERIOUS INJURY AND BY INCREASING THE PUNISHMENT.

On motion of Representative Lancaster, the bill is withdrawn from tonight's Calendar and re-referred to the Committee on Judiciary No. 3.

H. B. 749, A BILL TO BE ENTITLED AN ACT TO CLARIFY CHAPTER 36A REGARDING THE INVESTMENT BY A TRUSTEE IN UNITED STATES GOVERNMENT OBLIGATIONS.

On motion of Representative Lancaster, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 893, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DISCRETIONARY SUBSTITUTION OF A TRUSTEE NAMED IN A MORTGAGE OR DEED OF TRUST.

On motion of Representative Wicker, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (105-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Representative Pool moves, seconded by Representative Brawley, that the House do adjourn. This motion carries by electronic vote (65-42). The House adjourns to reconvene May 21 at 1:30 p.m.

SEVENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 21, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Holroyd.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Rhodes and Wicker for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 369, A BILL TO BE ENTITLED AN ACT TO CLARIFY DISABILITY RETIREMENT BENEFITS FOR APPELLATE AND SUPERIOR COURT JUDGES IN SERVICE PRIOR TO JANUARY 1, 1974, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 951, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXTENT TO WHICH THE DUTIES OF A BOARD OF ADJUSTMENT MAY BE ASSIGNED TO A PLANNING AGENCY, with a favorable report.

By Representative Foster for the Committee on Education:

H. B. 97, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO ENTER INTO CERTAIN LEASE PURCHASE CONTRACTS, with a favorable report.

H. B. 336, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING DISCIPLINARY SUSPENSIONS OF EXCEPTIONAL CHILDREN, with a favorable report.

H. B. 337, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE COST ALLOCATION IN EXCEPTIONAL CHILDREN'S OUT-OF-DISTRICT PLACEMENT, with a favorable report, as amended.

H. B. 849, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FAILURE TO TAKE THE OATH OF OFFICE AS A MEMBER OF A LOCAL BOARD OF EDUCATION BY THE FIRST MONDAY IN DECEMBER DOES NOT CREATE A VACANCY, with a favorable report, as amended.

By Representative Beall for the Committee on Election Laws:

H. B. 778, A BILL TO BE ENTITLED AN ACT TO REGULATE THE SUBMISSION OF LAWS AFFECTING ELECTIONS TO THE UNITED STATES ATTORNEY GENERAL AS REQUIRED BY SECTION FIVE OF THE VOTING RIGHTS ACT OF 1965, with a favorable report, as amended.

By Representative Easterling for the Committee on Children and Youth:

H. B. 743, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CARETAKERS REPORT MISSING CHILDREN TO LAW ENFORCEMENT, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 23. The original bill is placed on the Unfavorable Calendar.

By Representative James for the Committee on Agriculture:

H. B. 871, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE COMMISSION ON AGRICULTURE, FORESTRY, AND SEAFOOD AWARENESS, with a favorable report.

By Representative Murphy for the Committee on Health:

H. B. 855, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR RECEIVING A LICENSE TO PRACTICE MEDICINE, with a favorable report.

S. B. 274, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 11, G. S. 130A, ENTITLED "SANITARY SEWAGE SYSTEMS", with a favorable report, as amended.

S. B. 435, A BILL TO BE ENTITLED AN ACT TO ALLOW PHYSICIANS PRACTICING PSYCHIATRY AND LICENSED PSYCHOLOGISTS TO FORM PROFESSIONAL CORPORATIONS, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4.

H. B. 447, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WRITTEN REQUESTS BE SUBMITTED TO THE CLERK OF SUPERIOR COURT TO COLLECT DELINQUENT CHILD SUPPORT PAYMENTS, with an unfavorable report.

H. B. 579, A BILL TO BE ENTITLED AN ACT TO CREATE STRICT LIABILITY FOR THOSE CONSTRUCTING OCEANFRONT EROSION CONTROL PROJECTS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 23. The original bill is placed on the Unfavorable Calendar.

H. B. 694, A BILL TO BE ENTITLED AN ACT TO PERMIT CITIES AND COUNTIES TO REGULATE TRAIL BIKES, with an unfavorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 284, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGAL LEVEL OF IMPAIRMENT FOR BOAT OPERATORS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 23. The original bill is placed on the Unfavorable Calendar.

H. B. 848, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF APPOINTMENT AND ORGANIZATION OF THE COMMISSION ON THE BICENTENNIAL OF THE UNITED STATES CONSTITUTION, with a favorable report.

H. B. 858, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE ATTORNEY GENERAL IN THE AUTHORITY TO INSPECT PUBLIC UTILITY RECORDS, with a favorable report, as amended.

H. B. 909, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN OFFICERS AND EMPLOYEES OF COUNTY DEPARTMENTS OF SOCIAL SERVICES BY MAKING SIMPLE ASSAULTS ON THEM TWO-YEAR MISDEMEANORS, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Tyndall:

H. B. 1336, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE ONSLOW COUNTY BOARD OF EDUCATION AND TO THE CARTERET COUNTY BOARD OF EDUCATION FOR PROMOTION OF THEIR HIGH SCHOOL PHYSICAL EDUCATION AND ATHLETIC PROGRAMS, is referred to the Committee on Appropriations.

By Representative Wright:

H. B. 1337, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN GUARDIAN SALES, is referred to the Committee on Judiciary No. 2.

On motion of Representative Lilley, the rules are suspended and the following is introduced and read the first time.

By Representative Lilley:

H. R. 1339, A HOUSE RESOLUTION AMENDING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES TO PROVIDE THAT RULE 35.1 APPLIES TO ALL LICENSING PLANS AND TO MAKE TECHNICAL AMENDMENTS, is referred to the Committee on Rules and Operation of the House.

On motion of Representative Mavretic, H. B. 1314, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROHIBIT TAXES ON PROPERTY, TO REQUIRE A STATE SALES TAX OF AT LEAST FIVE PERCENT, AND TO REQUIRE THAT THE TAX REVENUE FROM A FIVE PERCENT STATE SALES TAX AND FROM ONE-HALF THE CORPORATE INCOME TAX BE DISTRIBUTED TO LOCAL GOVERNMENTAL UNITS; TO AUTHORIZE LOCAL INDIVIDUAL INCOME SURTAXES, TO REPEAL LOCAL SALES TAXES, TO INCREASE THE STATE SALES TAX RATE TO EIGHT PERCENT AND ELIMINATE PREFERENTIAL RATES, AND TO PROVIDE A REFUNDABLE INCOME TAX CREDIT TO LOW-INCOME INDIVIDUALS FOR THE ESTIMATED AMOUNT OF SALES AND USE TAXES PAID BY THEM, is withdrawn from the Committee on Constitutional Amendments and re-referred to the Committee on Finance.

On motion of Representative Lancaster, H. B. 807, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SMALL ESTATES PROCEDURE IF THERE IS A WILL, is withdrawn from the Committee on Judiciary No. 3 and re-referred to the Committee on Judiciary No. 1.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 209, AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE EXPRESS AUTHORIZATION FOR JOINT AGENCIES TO PLEDGE, ASSIGN, MORTGAGE OR OTHERWISE GRANT A SECURITY INTEREST IN ANY REAL OR PERSONAL PROPERTY OR ANY INTEREST THEREIN.

S. B. 385, AN ACT TO INSURE THE COMPETITIVE SELECTION OF PAYROLL DEDUCTION INSURANCE PRODUCTS PAID FOR BY STATE EMPLOYEES.

H. B. 234, AN ACT TO CLARIFY INTEREST RELATING TO JUDGMENTS AND PROVIDE FOR INTEREST ON NONCONTRACT JUDGMENTS REGARDLESS OF INSURANCE COVERAGE.

H. B. 674, AN ACT TO CLARIFY AND SIMPLIFY THE ESCHEATS AND ABANDONED PROPERTY STATUTES.

S. J. R. 458, A JOINT RESOLUTION HONORING MATTHEW WILKES BROWN AND RECOGNIZING THE IMPORTANCE OF ORGAN DONATIONS.

H. J. R. 61, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM FRANK REDDING III, FORMER MEMBER OF THE GENERAL ASSEMBLY.

H. J. R. 781, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CYRUS ROBY GARNER, SR.

CALENDAR

Action is taken on the following:

H. B. 526, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH RIFLES IN HOKE COUNTY.

On motion of Representative DeVane, the House concurs in the Senate amendment and the bill is ordered enrolled.

Committee Substitute for H. B. 81, A BILL TO BE ENTITLED AN ACT TO REENACT THE NORTH CAROLINA CHILD PASSENGER RESTRAINT LAW.

On motion of Representative Miller, the House concurs in the Senate amendment, by electronic vote (105-0), and the bill is ordered enrolled.

H. B. 723, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA UNIFORM COMMERCIAL CODE.

On motion of Representative Miller, the House concurs in the Senate amendment, by electronic vote (106-0), and the bill is ordered enrolled.

S. B. 263, A BILL TO BE ENTITLED AN ACT CREATING A BIRD SANCTUARY AT LAKE TABOR IN COLUMBUS COUNTY.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S. B. 281, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF NASHVILLE TO EXERCISE EXTRATERRITORIAL PLANNING POWERS UP TO TWO MILES FROM THE CORPORATE LIMITS WITH THE APPROVAL OF THE COUNTY BOARD OF COMMISSIONERS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 304, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PROCEDURES UNDER WHICH SHELLFISH LEASE APPLICATIONS ARE DETERMINED.

On motion of Representative A. Hall, consideration of the bill is postponed until May 24.

Committee Substitute for S. B. 147, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE VOLUNTARY REGISTRATION AND DEDICATION OF NATURAL AREAS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 106.

Voting in the negative: None.

Excused absences: Representatives Rhodes and Wicker — 2.

S. B. 174, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 54B-147 CONCERNING THE FEE WHICH MAY BE CHARGED FOR RETURNED CHECKS BY SAVINGS AND LOAN ASSOCIATIONS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, M. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jones, Justus,

Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 101.

Voting in the negative: Representatives Fitch and A. Hall — 2.

Excused absences: Representatives Rhodes and Wicker — 2.

Committee Substitute for H. B. 795, A BILL TO BE ENTITLED AN ACT PROVIDING FOR PROTECTING THE PUBLIC FROM INACTIVE HAZARDOUS SUBSTANCE DISPOSAL SITES.

The bill, as amended, passes its third reading, by electronic vote (98-5), and is ordered engrossed and sent to the Senate.

H. B. 800, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LETTER RETURNED BECAUSE THE PERSON NO LONGER LIVES AT AN ADDRESS SHALL NOT BE ADMISSIBLE EVIDENCE IN A CHALLENGE MADE ON THE DAY OF A PRIMARY OR ELECTION.

Representative Blue calls the previous question on the passage of the bill and the call is sustained.

The bill passes its third reading, by electronic vote (84-25), and is ordered sent to the Senate.

H. B. 786, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ADMINISTRATION BY AFFIDAVIT OF A SMALL TESTATE ESTATE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Clark, the bill is withdrawn from today's Calendar and re-referred to the Committee on Judiciary No. 1.

Committee Substitute for H. B. 533, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS.

On motion of Representative Hunter, the bill is withdrawn from today's Calendar and re-referred to the Committee on Courts and Administration of Justice:

H. B. 687, A BILL TO BE ENTITLED AN ACT TO ELIMINATE EXTRA CHARGES FOR VOLUNTEER FIREMEN AND RESCUE SQUAD MEMBERS' LICENSE PLATES.

On motion of Representative Bob Etheridge, the bill is withdrawn from today's Calendar and re-referred to the Committee on Appropriations.

Committee Substitute for H. B. 111, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TITLE TO CERTAIN LANDS RAISED FROM NAVIGABLE WATERS.

Representative Redwine offers Amendment No. 1 which fails of adoption by electronic vote (19-84).

The bill passes its second reading, by electronic vote (107-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 112, A BILL TO BE ENTITLED AN ACT TO DECLARE THE EXISTING POLICY OF THE STATE THAT TITLE TO LAND SUBJECT TO PUBLIC TRUST RIGHTS MAY NOT BE ACQUIRED BY ADVERSE POSSESSION.

Representative Redwine offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (107-0) and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 113, A BILL TO BE ENTITLED AN ACT TO VALIDATE CONVEYANCES OF CERTAIN MARSHLANDS BY THE STATE.

Representative Pulley calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (80-31), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 114, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CLAIMS TO LAND UNDER NAVIGABLE WATERS MAY BE LITIGATED IN SUPERIOR COURT, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 115, A BILL TO BE ENTITLED AN ACT TO PERMIT RESOLUTION OF CLAIMS TO SHELLFISH BEDS BY ISSUING A SHELLFISH LEASE, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 789, A BILL TO BE ENTITLED AN ACT TO OUTLINE WORTHLESS CHECK COLLECTION PROCEDURES.

On motion of Representative J. W. Crawford, Committee Amendment No. 1 is adopted.

Representative Anderson offers Amendment No. 2.

Representative Anderson calls the previous question on the amendment and the call is sustained.

The amendment is adopted by electronic vote (68-35).

The bill, as amended, passes its second reading, by electronic vote (91-11), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 873, A BILL TO BE ENTITLED AN ACT TO REQUIRE A MERCHANT TO

SWEAR OUT A WARRANT IN A WORTHLESS CHECK CASE WITHIN SEVEN MONTHS AFTER THE CHECK WAS PASSED.

Representative DeVane offers Amendment No. 1 which is adopted by electronic vote (82-11). This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (86-12), and remains on the Calendar.

H. B. 593, A BILL TO BE ENTITLED AN ACT TO CONFORM NORTH CAROLINA LIMITATIONS ON TANDEM TRAILERS AND SEMITRAILERS WITH FEDERAL STATUTES AND TO MAKE OTHER CHANGES.

On motion of Representative Bumgardner, consideration of the bill is postponed until May 28.

S. B. 341, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ALTERNATIVE ARRANGEMENTS FOR LOCAL PROGRAM ADMINISTRATION.

On motion of Representative Easterling, consideration of the bill is postponed until May 22.

On motion of Representative Lilley, seconded by Representative Locks, the House adjourns to reconvene May 22 at 1:30 p.m.

SEVENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 22, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Bruce Ethridge for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Constitutional Amendments:

S. B. 46, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION AND THE GENERAL STATUTES TO CHANGE THE METHOD OF SELECTING THE MEMBERS OF THE STATE BOARD OF EDUCATION AND TO MAKE THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION APPOINTIVE, with a favorable report.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 860, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CERTAIN WATER RESOURCES PROGRAMS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Beall for the Committee on Election Laws:

H. B. 834, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL TECHNICAL AMENDMENTS TO THE ELECTION LAWS, with a favorable report.

By Representative Fussell for the Committee on Highway Safety:

H. B. 825, A BILL TO BE ENTITLED AN ACT TO PERMIT DRUG STORE LOGOS ON INFORMATIONAL SIGNS ON HIGHWAYS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Transportation.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Transportation.

S. B. 276, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 20 OF THE GENERAL STATUTES TO ALLOW A SIGN DESIGNATE A SINGLE HANDICAPPED PARKING SPACE, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 557, A BILL TO BE ENTITLED AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF BELVILLE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 24. The original bill is placed on the Unfavorable Calendar.

H. B. 621, A BILL TO BE ENTITLED AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF OCEAN ISLE BEACH, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 24. The original bill is placed on the Unfavorable Calendar.

H. B. 690, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL MATTERS IN ORANGE AND CHATHAM COUNTIES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 24. The original bill is placed on the Unfavorable Calendar.

H. B. 916, A BILL TO BE ENTITLED AN ACT TO CORRECT TECHNICAL ERRORS IN CHAPTER 14 OF THE 1985 SESSION LAWS, KENLY CHARTER REVISION, with a favorable report.

H. B. 546, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 6, PRIVATE LAWS OF NORTH CAROLINA 1840-1841, AS AMENDED, PERTAINING TO THE CONSTRUCTION, OPERATION AND FINANCING OF HOSPITAL AND MEDICAL CARE FACILITIES BY THE TRUSTEES OF THE REX HOSPITAL, RALEIGH, NORTH CAROLINA, with a favorable report.

By Representative Enloe for the Committee on Employment Security:

H. B. 963, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF EMPLOYMENT REGARDING TEMPORARY EMERGENCY SERVICE WORKERS IN THE EMPLOYMENT SECURITY LAW, with a favorable report.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 534, A BILL TO BE ENTITLED AN ACT TO MODIFY COURT COSTS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committees on Finance.

On motion of Representative Wicker, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Finance.

S. B. 419, A BILL TO BE ENTITLED AN ACT TO ALLOW A PROSECUTOR TO ENTER A DISMISSAL WITH LEAVE FOR NONAPPEARANCE WHEN A DEFENDANT CANNOT BE FOUND TO SERVE AN ORDER FOR ARREST AFTER THE GRAND JURY HAS INDICTED HIM, with a favorable report.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 474, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ADAPTIVE RESTORATION OF THE LATHAM HOUSE IN PLYMOUTH, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 683, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF COOLEEMEE IN DAVIE COUNTY SUBJECT TO AN ELECTION, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Finance.

The substitute bill is re-referred to the Committee on Finance.

The original bill is placed on the Unfavorable Calendar.

S. B. 163, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE ASHEBORO AIRPORT AUTHORITY, with a favorable report.

S. B. 231, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN APPOINTIVE OFFICERS AND EMPLOYEES OF THE TOWN OF PARKTON NEED NOT BE RESIDENTS OF THAT TOWN, with a favorable report.

H. B. 661, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF SUGAR MOUNTAIN, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 24. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Insurance:

H. B. 875, A BILL TO BE ENTITLED AN ACT TO CREATE A COMMISSION TO STUDY THE GENERAL STATUTES OF NORTH CAROLINA PERTAINING TO THE REGULATION OF INSURANCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

S. B. 379, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND OR DEAF OR PARTIALLY DEAF, with a favorable report, as amended.

By Representative Barnes for the Committee on Corrections:

Senate Committee Substitute for House Committee Substitute for H. B. 253, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING THE CORRECTIONAL SYSTEM, with recommendation that the House concur.

On motion of Representative Barnes, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Barnes, the House concurs in the Senate committee substitute, by electronic vote (87-0), and the bill is ordered enrolled.

H. B. 986, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES STUDY THE ISSUE OF REVISION OF MINIMUM STANDARDS FOR THE CONSTRUCTION AND OPERATION OF LOCAL JAILS, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

S. B. 310, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TEMPORARY CUSTODY OF ABSCONDING JUVENILES BY THE JOINT SECURITY FORCE OUTSIDE TERRITORY, with an unfavorable report as to bill, favorable as to House committee substitute bill.

The House committee substitute bill is placed on the Calendar for May 24. The original bill is placed on the Unfavorable Calendar.

Representative Noles moves that H. B. 694, A BILL TO BE ENTITLED AN ACT TO PERMIT CITIES AND COUNTIES TO REGULATE TRAIL BIKES, be removed from the Unfavorable Calendar and placed on the Favorable Calendar. This motion fails by electronic vote (42-55).

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives C. Woodard and Stamey:

H. B. 1338, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING RENTAL REFERRAL AGENCIES, is referred to the Committee on Small Business.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 704, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DRIVERS OF ANTIQUE CARS NOT TO DISPLAY THE CURRENT REGISTRATION PLATE UNDER CERTAIN CIRCUMSTANCES, is returned for concurrence in Senate committee substitute and is referred to the Committee on Transportation.

H. B. 599, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE CITY OF MAYODAN, is returned for concurrence in Senate amendment and is placed on the Calendar for May 23.

Committee Substitute for S. B. 270, A BILL TO BE ENTITLED AN ACT TO MAKE CLEAR THAT REQUESTS FOR ADMISSIONS MUST BE FILED WITH THE CLERK OF COURT, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 468, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EXPENSES FOR A WRONGFUL DEATH ACTION MAY BE ADVANCED FROM THE DECEDENT'S ESTATE, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 420, A BILL TO BE ENTITLED AN ACT CREATING THE CRIMINAL OFFENSE OF FELONIOUS RESTRAINT, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 471, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS, is read the first time and is referred to the Committee on Election Laws.

ENROLLED BILLLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 147, AN ACT TO PROVIDE FOR THE VOLUNTARY REGISTRATION AND DEDICATION OF NATURAL AREAS.

S. B. 281, AN ACT TO ALLOW THE TOWN OF NASHVILLE TO EXERCISE EXTRATERRITORIAL PLANNING POWERS UP TO TWO MILES FROM THE CORPORATE LIMITS WITH THE APPROVAL OF THE COUNTY BOARD OF COMMISSIONERS.

H. B. 81, AN ACT TO REENACT THE NORTH CAROLINA CHILD PASSENGER RESTRAINT LAW.

H. B. 346, AN ACT TO REQUIRE THAT WHEN NAMES ARE AFFIXED TO DISCHARGES AND RELEASES OF DEEDS OF TRUST OR OTHER INSTRUMENTS THE NAMES BE PRINTED OR TYPED SO AS TO BE LEGIBLE.

H. B. 526, AN ACT TO REGULATE HUNTING WITH RIFLES IN HOKE COUNTY.

H. B. 723, AN ACT TO AMEND THE NORTH CAROLINA UNIFORM COMMERCIAL CODE.

CALENDAR

Action is taken on the following:

S. B. 174, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 54B-147 CONCERNING THE FEE WHICH MAY BE CHARGED FOR RETURNED CHECKS BY SAVINGS AND LOAN ASSOCIATIONS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Dawkins, Decker, DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, Evans, Fletcher, Foster, Fussell, Gardner, Greenwood, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Locks, Lutz, McAlister, McDowell, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles,

Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, and Wood — 93.

Voting in the negative: Representatives Ballance, Fitch, and McLaughlin — 3.

Excused absences: Representative Bruce Ethridge.

H. B. 951, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXTENT TO WHICH THE DUTIES OF A BOARD OF ADJUSTMENT MAY BE ASSIGNED TO A PLANNING AGENCY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Colton, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Evans, Fitch, Fletcher, Fussell, Gardner, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hurst, Jeralds, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, and B. Woodard — 94.

Voting in the negative: None.

Excused absences: Representative Bruce Ethridge.

Committee Substitute No. 2 for H. B. 680, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE PERSONNEL ACT.

Representative Stamey offers Amendment No. 5 which is adopted by electronic vote (106-0).

The bill, as amended, passes its third reading, by electronic vote (82-21), and is ordered engrossed and sent to the Senate.

H. B. 873, A BILL TO BE ENTITLED AN ACT TO REQUIRE A MERCHANT TO SWEAR OUT A WARRANT IN A WORTHLESS CHECK CASE WITHIN TWELVE MONTHS AFTER THE CHECK WAS PASSED.

The bill, as amended, passes its third reading, by electronic vote (94-6), and is ordered engrossed and sent to the Senate.

H. B. 1027, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND RAISE THE PUNISHMENT FOR THE MISDEAMEANOR OF VEHICULAR HIT AND RUN, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 404, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ELECTION LAWS.

On motion of Representative Beall, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 828, A BILL TO BE ENTITLED AN ACT TO INCREASE PROTECTION FOR VISUALLY IMPAIRED PEDESTRIANS, passes its second reading by electronic vote (98-0).

Representative R. Warren objects to the third reading. The bill remains on the Calendar.

On motion of Representative A. Hall, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 2.

Committee Substitute for H. B. 737, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OF KEROSENE FROM PUMPS LOCATED ON THE SAME PUMP ISLAND AS PUMPS DISPENSING GASOLINE, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 862, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN FORECLOSURE SALES, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 887, A BILL TO BE ENTITLED AN ACT TO PROVIDE A STATUTE OF LIMITATIONS FOR SPECIAL OR CONDITIONAL USE PERMIT PROCEEDINGS, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 700, A BILL TO BE ENTITLED AN ACT TO ALLOW INVESTMENTS IN OBLIGATIONS ISSUED, ASSUMED OR GUARANTEED BY THE AFRICAN DEVELOPMENT BANK, passes its second reading by electronic vote (94-4).

Representative Allran objects to the third reading.

Representative Blue moves that the rules be suspended in order for the bill to be read a third time. This motion carries by electronic vote (76-23).

The bill passes its third reading and is ordered sent to the Senate.

H. B. 97, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO ENTER INTO CERTAIN LEASE PURCHASE CONTRACTS, passes its second reading by electronic vote (99-0).

On motion of Representative Owens, consideration of the bill on its third reading is postponed until May 29.

H. B. 336, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING DISCIPLINARY SUSPENSIONS OF EXCEPTIONAL CHILDREN, passes its second reading, by electronic vote (94-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

H. B. 337, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING THE COST ALLOCATION IN EXCEPTIONAL CHILDREN'S OUT-OF-DISTRICT PLACEMENT.

On motion of Representative Diamont, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (97-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 849, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FAILURE TO TAKE THE OATH OF OFFICE AS A MEMBER OF A LOCAL BOARD OF EDUCATION BY THE FIRST MONDAY IN DECEMBER DOES NOT CREATE A VACANCY.

On motion of Representative Bowman, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 778, A BILL TO BE ENTITLED AN ACT TO REGULATE THE SUBMISSION OF LAWS AFFECTING ELECTIONS TO THE UNITED STATES ATTORNEY GENERAL AS REQUIRED BY SECTION FIVE OF THE VOTING RIGHTS ACT OF 1965.

On motion of Representative Beall, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 871, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE COMMISSION ON AGRICULTURE, FORESTRY, AND SEAFOOD AWARENESS.

On motion of Representative James, the bill is withdrawn from today's Calendar and re-referred to the Committee on Appropriations.

H. B. 855, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR RECEIVING A LICENSE TO PRACTICE MEDICINE, passes its second reading, by electronic vote (89-6), and there being no objection is read a third time.

A division having been called, the bill passes its third reading, by electronic vote (60-33), and is ordered sent to the Senate.

H. B. 848, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF APPOINTMENT AND ORGANIZATION OF THE COMMISSION ON THE BICENTENNIAL OF THE UNITED STATES CONSTITUTION, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 858, A BILL TO BE ENTITLED AN ACT TO INCLUDE THE ATTORNEY GENERAL IN THE AUTHORITY TO INSPECT PUBLIC UTILITY RECORDS.

On motion of Representative Miller, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 909, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN OFFICERS AND EMPLOYEES OF COUNTY DEPARTMENTS OF SOCIAL SERVICES BY MAKING SIMPLE ASSAULTS ON THEM TWO-YEAR MISDEMEANORS, passes its second reading, by electronic vote (94-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 179, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE BOARD OF MORTUARY SCIENCE FROM ISSUING SPECIAL PERMITS OR COURTESY CARDS TO NONRESIDENT FUNERAL DIRECTORS, EMBALMERS, AND FUNERAL SERVICE LICENSEES FROM STATES THAT DO NOT RECIPROCATE, passes its second reading, by electronic vote (100-1) and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 210, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUNICIPALITIES TO NAME UP TO TWO ALTERNATE COMMISSIONERS TO A JOINT AGENCY AND A JOINT MUNICIPAL ASSISTANCE AGENCY, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 341, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ALTERNATIVE ARRANGEMENTS FOR LOCAL PROGRAM ADMINISTRATION, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 160, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE GOVERNING BODIES REQUIRED TO PROVIDE ANNUAL CERTIFICATION OF FIREMEN ELIGIBLE FOR MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Speaker Ramsey presiding.

S. B. 173, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 54B-14 CONCERNING EXAMINATION OF CERTIFICATES OF INCORPORATION OF SAVINGS AND LOAN ASSOCIATIONS BY THE SECRETARY OF STATE.

Representative Lancaster offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

On motion of Representative Lilley, seconded by Representative Diamont, the House adjourns to reconvene May 23 at 1:30 p.m.

SEVENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 23, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Edwards, Hightower, Hurst, and Nye for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

Committee Substitute for H. B. 592, A BILL TO BE ENTITLED AN ACT TO REQUIRE A FEE FROM ALL PERSONS PARTICIPATING IN COURT ORDERED COMMUNITY SERVICE, with a favorable report.

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS, with a favorable report.

H. B. 995, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES IN CREATING AMBULANCE AND RESCUE SQUAD SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT, with a favorable report.

S. B. 134, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-90 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT AND G. S. 159-163 RELATING TO REVENUE BOND ANTICIPATION NOTES, with a favorable report.

S. B. 361, A BILL TO BE ENTITLED AN ACT TO CLARIFY POWERS OF A JOINT MUNICIPAL ELECTRIC POWER WITH RESPECT TO INTEREST ON BONDS, with a favorabe report.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 810, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION BY MAKING THE SAME PROVISIONS FOR FILLING VACANCIES IN THE COUNCIL OF STATE AS IS PROVIDED FOR VACANCIES IN THE GENERAL ASSEMBLY, AND BY AMENDING THE GENERAL STATUTES TO IMPLEMENT THAT AMENDMENT BY PROVIDING THAT SUCH VACANCIES SHALL BE

FILLED WITH THE PERSON RECOMMENDED BY THE STATE EXECUTIVE COMMITTEE OF THE PARTY THAT NOMINATED THE COUNCIL OF STATE MEMBER, with a favorable report.

By Representative Beall for the Committee on Election Laws:

H. B. 746, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROCEDURE FOR OBTAINING CANDIDATES FOR MEMBERSHIP ON NONPARTISAN COUNTY BOARDS OF EDUCATION, with a favorable report.

On motion of Representative Beall, the rules are suspended and the bill is placed on the Calendar for May 28.

H. B. 833, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EFFECT OF POSSIBLE REVERSAL BY THE UNITED STATES SUPREME COURT OF OPINIONS OF THE DISTRICT COURT CONCERNING REDISTRICTING, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 27. The original bill is placed on the Unfavorable Calendar.

S. B. 403, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT THE LEGISLATIVE SERVICES COMMISSION APPOINT AN INDEPENDENT AUDITOR FOR EXPENDITURES UNDER THE NORTH CAROLINA ELECTION CAMPAIGN FUND, with a favorable report.

S. B. 471, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS, with a favorable report.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 936, A BILL TO BE ENTITLED AN ACT TO ALLOW ESTATES TO OBTAIN THE FULL BENEFIT OF THE DEDUCTION FOR INTEREST PAID WITH RESPECT TO DEFERRED INSTALLMENTS OF FEDERAL ESTATE TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

H. B. 1009, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARITABLE REMAINDER TRUSTS ADMINISTRATION ACT, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 519, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN A CITY ANNEXES PROPERTY IN A COUNTY WHERE LESS THAN FIFTY PERCENT OF THE CITY IS LOCATED, NOTICE MUST ALSO BE GIVEN IN THAT COUNTY, with a favorable report.

On motion of Representative Cromer, the rules are suspended and the bill is placed on the Calendar for May 27.

H. B. 1045, A BILL TO BE ENTITLED AN ACT TO REQUIRE MARINA OPERATORS TO REPORT ALL FLOATING HOMES AND FLOATING STRUCTURES DOCKED OR STORED AT MARINAS TO THE COUNTY ASSESSOR, with a favorable report.

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 385, A JOINT RESOLUTION HONORING THE CITY OF FAYETTEVILLE ON BEING NAMED AN ALL AMERICA CITY, with an indefinite postponement report.

H. J. R. 1034, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM ATTMORE AND REQUESTING THE CONVENING OF THE 1987 GENERAL ASSEMBLY IN THE TOWN OF TARBORO IN HONOR OF THE TWO HUNDREDTH ANNIVERSARY OF THE 1787 GENERAL ASSEMBLY SESSION MEETING IN TARBORO, with a favorable report.

H. J. R. 1035, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MRS. EUGENIA PATTERSON VANLANDINGHAM AND THEREBY APPLAUDING THE EFFORTS TO REMOVE OR IMPROVE ABANDONED STRUCTURES WHICH BLIGHT THE SCENIC BEAUTY OF NORTH CAROLINA'S ROADWAYS, with a favorable report.

H. J. R. 1038, A JOINT RESOLUTION ENDORSING THE PROPOSAL OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS, with a favorable report.

H. R. 1339, A HOUSE RESOLUTION AMENDING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES TO PROVIDE THAT RULE 35.1 APPLIES TO ALL LICENSING PLANS AND TO MAKE TECHNICAL AMENDMENTS, with a favorable report.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND/OR COMPLY WITH MINIMUM MINORITY AND/OR WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 27. The original bill is placed on the Unfavorable Calendar.

By Representative C. Woodard for the Committee on Small Business:

H. B. 766, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHECKS ON ALL NEW CHECKING ACCOUNTS INDICATE THE MONTH AND YEAR IN WHICH THE ACCOUNT WAS OPENED, with a favorable report, as amended.

H. B. 773, A BILL TO BE ENTITLED AN ACT TO EXTEND THE CRIME OF DEFRAUDING AN INNKEEPER TO INCLUDE CAMPGROUND OWNERS, with a favorable report.

By Representative Payne for the Committee on Manufacturers and Labor:

H. B. 911, A BILL TO BE ENTITLED AN ACT PROHIBITING THE COPYING OF MOTORBOAT HULLS BY THE DIRECT MOLDING PROCESS, with a favorable report, as amended.

By Representative Barbee for the Committee on Transportation:

H. B. 704, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DRIVERS OF ANTIQUE CARS NOT TO DISPLAY THE CURRENT REGISTRATION PLATE

UNDER CERTAIN CIRCUMSTANCES, with recommendation that the House concur in Senate committee substitute.

On motion of Representative Barbee, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Barbee, the House concurs in the Senate committee substitute, by electronic vote (101-0), and the bill is ordered enrolled.

H. B. 1041, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF FEES FOR THE ERECTION AND MAINTENANCE OF LOGO SIGNS, with a favorable report.

S. B. 387, A BILL TO BE ENTITLED AN ACT TO EXEMPT FIRE AND EMERGENCY VEHICLES FROM LIGHT-TRAFFIC ROAD WEIGHT LIMITATIONS, with a favorable report, as amended.

On motion of Representative Evans, H. B. 1282, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 17B OF CHAPTER 58 OF THE GENERAL STATUTES SO AS TO CLARIFY AND REFORM THE LAWS PERTAINING TO THE NORTH CAROLINA INSURANCE GUARANTY ASSOCIATION, is withdrawn from the Committee on Banks and Thrift Institutions and re-referred to the Committee on Insurance.

On motion of Representative Quinn, H. B. 961, A BILL TO BE ENTITLED AN ACT TO AMEND, SUBJECT TO THE APPROVAL OF THE ELECTORATE, ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO AUTHORIZE THE ISSUANCE OF REVENUE BONDS TO FINANCE AND REFINANCE HIGHER EDUCATION FACILITIES OWNED BY NONPROFIT CORPORATIONS, is withdrawn from the Committee on Finance and re-referred to the Committee on Constitutional Amendments.

On motion of Representative Miller, H. B. 1037, A BILL TO BE ENTITLED AN ACT TO ENABLE HOSPITAL, MEDICAL AND DENTAL SERVICE CORPORATIONS TO ENGAGE IN HEALTH CARE COST CONTAINMENT ACTIVITIES, is withdrawn from the Committee on Health and re-referred to the Committee on Insurance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Colton:

H. B. 1340, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF UNMARKED PATROL CARS AT NIGHT, is referred to the Committee on Highway Safety.

By Representatives Barnes and Hackney:

H. B. 1341, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP THE JORDAN STATE FOREST IN CHATHAM COUNTY, is referred to the Committee on Appropriations.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Anderson, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for H. B. 71, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO ISSUE VOTER REGISTRATION CARDS, AND SET MINIMUM STANDARDS FOR SUCH CARDS, is returned for concurrence in Senate amendment and is placed on the Calendar for May 24.

Committee Substitute for S. B. 195, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-309 PERTAINING TO FINANCIAL RESPONSIBILITY PREREQUISITE TO REGISTRATION, is read the first time and is referred to the Committee on Insurance.

CALENDAR

Action is taken on the following:

H. B. 599, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE CITY OF MAYODAN.

On motion of Representative McAlister, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 916, A BILL TO BE ENTITLED AN ACT TO CORRECT TECHNICAL ERRORS IN CHAPTER 14 OF THE 1985 SESSION LAWS, KENLY CHARTER REVISION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 546, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 6, PRIVATE LAWS OF NORTH CAROLINA 1840-1841, AS AMENDED, PERTAINING TO THE CONSTRUCTION, OPERATION AND FINANCING OF HOSPITAL AND MEDICAL CARE FACILITIES BY THE TRUSTEES OF THE REX HOSPITAL, RALEIGH, NORTH CAROLINA, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 163, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE ASHEBORO AIRPORT AUTHORITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 231, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN APPOINTIVE OFFICERS AND EMPLOYEES OF THE TOWN OF PARKTON NEED NOT BE RESIDENTS OF THAT TOWN, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 951, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXTENT TO WHICH THE DUTIES OF A BOARD OF ADJUSTMENT MAY BE ASSIGNED TO A PLANNING AGENCY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brawley, Brinkley, Brown, Buchanan,

Bumgardner, Chalk, Chapin, Church, Clark, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, James, Jeralds, Jones, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Owens, Privette, Quinn, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 94.

Voting in the negative: Representatives Brubaker, Holmes, Justus, Lancaster, Noles, Pulley, and Rhodes — 7.

Excused absences: Representatives Edwards, Hightower, Hurst, and Nye — 4.

S. B. 46, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION AND THE GENERAL STATUTES TO CHANGE THE METHOD OF SELECTING THE MEMBERS OF THE STATE BOARD OF EDUCATION AND TO MAKE THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION APPOINTIVE.

On motion of Representative Michaux, consideration of the bill is postponed until May 30.

Committee Substitute for H. B. 591, A BILL TO BE ENTITLED AN ACT TO MAKE THE CONTENTS OF THE CLERKS CRIMINAL RECORD INDEX ADMISSIBLE TO PROVE PRIOR MISDEMEANOR CONVICTIONS WHEN THE ORIGINAL JUDGMENTS HAVE BEEN DESTROYED.

Representative Hackney offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (105-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 743, A BILL TO BE ENTITLED AN ACT TO REQUIRE REPORTING OF MISSING CHILDREN IN DAY CARE TO LAW ENFORCEMENT.

Representative Lancaster offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 579, A BILL TO BE ENTITLED AN ACT TO CREATE STRICT LIABILITY FOR THOSE CONSTRUCTING OCEANFRONT EROSION CONTROL PROJECTS, passes its second reading by electronic vote (100-6).

Representative Payne objects to the third reading. The bill remains on the Calendar.

Representative Payne withdraws his objection to the third reading.

Representative Lancaster offers Amendment No. 1 which is adopted by electronic vote (93-0).

The bill, as amended, passes its third reading, by electronic vote (76-12), and is ordered engrossed and sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 284, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGAL LEVEL OF IMPAIRMENT FOR BOAT OPERATORS.

Representative B. Woodard offers Amendment No. 1.

On motion of Representative Nesbitt, seconded by Representative Holt, Amendment No. 1 is tabled by electronic vote (66-36).

The bill passes its second reading by electronic vote (102-1).

Representative B. Woodard objects to the third reading. The bill remains on the Calendar.

H. B. 834, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL TECHNICAL AMENDMENTS TO THE ELECTION LAWS, passes its second reading, by electronic vote (97-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 963, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF EMPLOYMENT REGARDING TEMPORARY EMERGENCY SERVICE WORKERS IN THE EMPLOYMENT SECURITY LAW, passes its second reading, by electronic vote (89-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 986, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES STUDY THE ISSUE OF REVISION OF MINIMUM STANDARDS FOR THE CONSTRUCTION AND OPERATION OF LOCAL JAILS, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 175, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 115C TO PERMIT LOCAL SCHOOL ADMINISTRATIVE UNITS TO DEPOSIT FUNDS IN SAVINGS AND LOAN ASSOCIATIONS AND TO DESIGNATE SAVINGS AND LOAN ASSOCIATIONS AS OFFICIAL DEPOSITORIES, passes its second reading by electronic vote (82-2).

Representative Lineberry objects to the third reading. The bill remains on the Calendar.

Representative Lineberry withdraws his objection.

The bill passes its third reading and is ordered enrolled.

S. B. 274, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 11, G. S. 130A, ENTITLED "SANITARY SEWAGE SYSTEMS".

On motion of Representative Murphy, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (82-0).

Representative Redwine objects to the third reading. The bill remains on the Calendar.

S. B. 435, A BILL TO BE ENTITLED AN ACT TO ALLOW PHYSICIANS PRACTICING PSYCHIATRY AND LICENSED PSYCHOLOGISTS TO FORM PROFESSIONAL CORPORATIONS.

Representative Murphy calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (55-20), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (52-24), and is ordered enrolled.

S. B. 276, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 20 OF THE GENERAL STATUTES TO ALLOW A SIGN DESIGNATE A SINGLE HANDICAPPED PARKING SPACE, passes its second reading, by electronic vote (79-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 419, A BILL TO BE ENTITLED AN ACT TO ALLOW A PROSECUTOR TO ENTER A DISMISSAL WITH LEAVE FOR NONAPPEARANCE WHEN A DEFENDANT CANNOT BE FOUND TO SERVE AN ORDER FOR ARREST AFTER THE GRAND JURY HAS INDICTED HIM, passes its second reading, by electronic vote (80-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 379, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND OR DEAF OR PARTIALLY DEAF.

On motion of Representative Miller, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 39, AN ACT TO MAKE THE USE OF SEAT BELTS IN MOTOR VEHICLES MANDATORY.

S. B. 123, AN ACT TO CONTINUE THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION ACT AND THE NORTH CAROLINA MARITAL AND FAMILY THERAPY CERTIFICATION BOARD AND CHANGE THE PENALTY FOR VIOLATION OF THE ACT.

S. B. 174, AN ACT TO AMEND G. S. 54B-147 CONCERNING THE FEE WHICH MAY BE CHARGED FOR RETURNED CHECKS BY SAVINGS AND LOAN ASSOCIATIONS.

S. B. 211, AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE

EXPRESS AUTHORIZATION FOR JOINT AGENCIES AND JOINT MUNICIPAL ASSISTANCE AGENCIES TO PROVIDE FOR THE DEFENSE OF AND INDEMNIFY COMMISSIONERS, OFFICERS OR EMPLOYEES.

H. B. 253, AN ACT TO MAKE TECHNICAL CHANGES IN THE LAW REGARDING THE CORRECTIONAL SYSTEM.

H. B. 343, AN ACT TO INCREASE THE STATE BOARD OF COMMUNITY COLLEGES.

H. B. 362, AN ACT AMENDING THE ASHEVILLE CHARTER CONCERNING THE VOTING RIGHTS OF THE MAYOR.

H. B. 383, AN ACT TO ENLARGE THE AMOUNT OF LAND WHICH MAY BE CONDEMNED FOR SCHOOL SITES BY THE CHARLOTTE-MECKLENBURG COUNTY SCHOOLS.

H. B. 424, AN ACT TO ALLOW THE BURKE COUNTY BOARD OF EDUCATION TO BUILD A SCHOOL ON LAND LEASED FROM THE STATE.

H. B. 430, AN ACT TO PERMIT VEHICLES OPERATED BY MACON COUNTY EMERGENCY MEDICAL SERVICE PERSONNEL TO HAVE RED LIGHTS.

H. B. 431, AN ACT TO CORRECT THE QUALIFICATION AND TERM OF ALAMANCE COUNTY BOARD OF EDUCATION MEMBERS.

H. B. 439, AN ACT TO PERMIT CERTAIN NONSTUDENTS TO RIDE ON SCHOOL BUSES IN YADKIN COUNTY.

H. B. 472, AN ACT TO AUTHORIZE THE TOWN OF AHOSKIE TO JOIN IN CONVEYANCE OF INDUSTRIAL DEVELOPMENT CORPORATION PROPERTY.

H. B. 478, AN ACT TO PROVIDE THAT VACANCIES IN THE YADKIN COUNTY BOARD OF EDUCATION SHALL BE FILLED UNTIL THE NEXT ELECTION.

H. B. 560, AN ACT TO ABOLISH THE OFFICE OF CORONER IN NEW HANOVER COUNTY.

H. B. 561, ANACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON CONCERNING THE CITY TAX COLLECTOR.

H. B. 563, AN ACT TO PROVIDE FOR JUDICIAL REVIEW OF DECISIONS OF THE CITY OF WILMINGTON IN GRANTING OR DENYING APPROVAL OF SUBDIVISION PLATS.

H. B. 627, AN ACT TO PERMIT ONSLOW COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES.

H. B. 783, AN ACT TO CROSS-REFER IN THE ADOPTION STATUTES TO G. S. 14-320 REGARDING THE SEPARATION OF A CHILD UNDER SIX MONTHS OLD FROM A CUSTODIAL PARENT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO MAKE A CLARIFYING AMENDMENT.

S. B. 160, AN ACT TO CLARIFY THE GOVERNING BODIES REQUIRED TO

PROVIDE ANNUAL CERTIFICATION OF FIREMEN ELIGIBLE FOR MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND.

S. B. 179, AN ACT TO PROHIBIT THE BOARD OF MORTUARY SCIENCE FROM ISSUING SPECIAL PERMITS OR COURTESY CARDS TO NONRESIDENT FUNERAL DIRECTORS, EMBALMERS, AND FUNERAL SERVICE LICENSEES FROM STATES THAT DO NOT RECIPROCATE.

S. B. 210, AN ACT TO AUTHORIZE MUNICIPALITIES TO NAME UP TO TWO ALTERNATE COMMISSIONERS TO A JOINT AGENCY AND A JOINT MUNICIPAL ASSISTANCE AGENCY.

S. B. 341, AN ACT TO PROVIDE FOR ALTERNATIVE ARRANGEMENTS FOR LOCAL PROGRAM ADMINISTRATION.

On motion of Representative Lilley, seconded by Representative Easterling, the House adjourns to reconvene May 24 at 10:00 a.m.

SEVENTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, May 24, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker, Beard, Brannan, Brinkley, Brubaker, Church, Cromer, Evans, Fletcher, Hightower, Hughes, James, Ligon, Pulley, Stamey, Wicker, and Wood for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 1077, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FORMER UNITED STATES SENATOR SAMUEL JAMES ERVIN, JR., with a favorable report.

By Representative Barbee for the Committee on Transportation:

H. B. 825, A BILL TO BE ENTITLED AN ACT TO PERMIT DRUG STORE LOGOS ON INFORMATIONAL SIGNS ON HIGHWAYS, with a favorable report.

By Representative McDowell for the Committee on Natural and Economic Resources:

H. B. 959, A BILL TO BE ENTITLED AN ACT TO PERMIT TOWNS TO PROTECT NATURAL AND SCENIC FEATURES, with a favorable report.

H. B. 960, A BILL TO BE ENTITLED AN ACT TO PERMIT COUNTIES TO PROTECT NATURAL AND SCENIC FEATURES, with a favorable report.

By Representative Enloe for the Committee on Employment Security:

H. B. 567, A BILL TO BE ENTITLED AN ACT TO REMOVE OBSOLETE PROVISIONS AND TO MAKE TECHNICAL, CLARIFYING AND OTHER AMENDMENTS TO THE EMPLOYMENT SECURITY LAW, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 28. The original bill is placed on the Unfavorable Calendar.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 755, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN AMENDMENTS TO THE POWER OF ATTORNEY STATUTES CONTAINED IN CHAPTER 32A OF THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 28. The original bill is placed on the Unfavorable Calendar.

H. B. 760, A BILL TO BE ENTITLED AN ACT TO CONFORM THE ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 28. The original bill is placed on the Unfavorable Calendar.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 485, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN FORECLOSURE SALES PRIOR TO OCTOBER 1, 1984, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 28. The original bill is placed on the Unfavorable Calendar.

H. B. 639, A BILL TO BE ENTITLED AN ACT CONCERNING REGISTRATION TO MANUFACTURE, DISTRIBUTE, OR POSSESS CONTROLLED SUBSTANCES AND TREATMENT FOR DRUG DEPENDENCE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 28. The original bill is placed on the Unfavorable Calendar.

H. B. 894, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ANNUAL CONFERENCE OF CHIEF JUDGES TO DETERMINE WHICH ALCOHOL OFFENSES ARE SUBMITTABLE, with a favorable report.

H. B. 1074, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND IMPROVE THE PROCEDURES TO COLLECT RESTITUTION FROM CRIMINAL DEFENDANTS AND MAKE OTHER TECHNICAL CHANGES, with a favorable report.

By Representative Easterling for the Committee on Children and Youth:

Committee Substitute for S. B. 11, A BILL TO BE ENTITLED AN ACT TO REORGANIZE STATE CHILD DAY CARE SERVICES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Easterling, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, is re-referred to the Committee on Appropriations.

On motion of Representative Miller, H. B. 726, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE ALCOHOL LAW ENFORCEMENT DIVISION FROM THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY TO THE ABC COMMISSION, is withdrawn from the Committee on Alcoholic Beverage Control and re-referred to the Committee on Judiciary No.1.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Colton:

H. B. 1342, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL COMMISSION TO STUDY THE NON-HIGHWAY EXPENDITURES FROM THE HIGHWAY FUND, is referred to the Committee on Rules and Operation of the House.

By Representatives Anderson, Barker, and Lilley:

H. B. 1343, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF PAMLICO COUNTY TO SELL PROPERTY AT PRIVATE SALE, is referred to the Committee on Local Government No. 1.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, IN FULL OR IN PART, INVENTORIES OF MANUFACTURERS, WHOLESALERS, AND RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY, is read the first time and is referred to the Committee on Constitutional Amendments.

S. B. 472, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR TWO YEARS THE TIME FOR COMPLIANCE BY INSURERS WITH CAPITAL AND/OR SURPLUS REQUIREMENTS FOR FORMATION OF INSURANCE COMPANIES, is read the first time and is referred to the Committee on Insurance.

S. B. 507, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 547, A BILL TO BE ENTITLED AN ACT TO DISCONTINUE THE INSURANCE REQUIREMENT FOR LICENSES OF THE PRIVATE PROTECTIVE SERVICES BOARD DUE TO THE CREATION OF THE PRIVATE PROTECTIVE SERVICES RECOVERY FUND, is read the first time and is referred to the Committee on Insurance.

S. B. 584, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INTEREST TO RUN ON WORKERS' COMPENSATION AWARDS IN CASES OF APPEALS, is read the first time and is referred to the Committee on Judiciary No. 2.

H. B. 360, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN CONDEMNED LAND IS NO LONGER NEEDED IT SHALL FIRST BE OFFERED TO THE OWNER FROM WHOM IT WAS PURCHASED, is returned for concurrence in Senate amendments and is placed on the Calendar for May 27.

H. B. 637, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF KINSTON AND THE BOARD OF COUNTY COMMISSIONERS OF LENOIR COUNTY TO CREATE AND FIX THE POWERS OF THE LENOIR COUNTY DEVELOPMENT COMMISSION AND TO APPROPRIATE FUNDS FOR THE EXPENSES THEREOF, is returned for concurrence in Senate amendment and is placed on the Calendar for May 27.

H. B. 771, A BILL TO BE ENTITLED AN ACT TO PERMIT CITIES AND COUNTIES TO PROVIDE PUBLIC SERVICES THROUGH CONTRACTS WITH PRIVATE AGENCIES, is returned for concurrence in Senate amendment and is placed on the Calendar for May 27.

On motion of Representative Owens, H. B. 97, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO ENTER INTO CERTAIN LEASE PURCHASE CONTRACTS, is withdrawn from the Calendar for May 29 and placed on the Calendar for May 27.

On motion of Representative Kennedy, H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND/OR COMPLY WITH MINIMUM MINORITY AND/OR WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS, is withdrawn from the Calendar for May 27 and placed on the Calendar for May 28.

CALENDAR

Action is taken on the following:

H. R. 1339, A HOUSE RESOLUTION AMENDING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES TO PROVIDE THAT RULE 35.1 APPLIES TO ALL LICENSING PLANS AND TO MAKE TECHNICAL AMENDMENTS.

On motion of Representative Lilley, the resolution is adopted by electronic vote (81-0).

Committee Substitute for H. B. 71, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO ISSUE VOTER REGISTRATION CARDS, AND SET MINIMUM STANDARDS FOR SUCH CARDS.

On motion of Representative Gist, the House concurs in the Senate amendment, by electronic vote (81-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 690, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL MATTERS IN ORANGE AND CHATHAM COUNTIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brown, Buchanan, Bumgardner, Chalk, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Dawkins, Decker, DeVane,

Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hurst, Justus, Keesee-Forrester, Kennedy, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Walker, E. Warren, R. Warren, Wiser, B.Woodard, C. Woodard, and Wright — 80.

Voting in the negative: None.

Excused absences: Representatives Barker, Beard, Brannan, Brinkley, Brubaker, Church, Cromer, Evans, Fletcher, Hightower, Hughes, James, Ligon, Pulley, Stamey, Wicker, and Wood — 17.

Committee Substitute for H. B. 557, A BILL TO BE ENTITLED AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF BELVILLE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 621, A BILL TO BE ENTITLED AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF OCEAN ISLE BEACH, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 304, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PROCEDURES UNDER WHICH SHELLFISH LEASE APPLICATIONS ARE DETERMINED.

On motion of Representative Redwine, consideration of the bill is postponed until May 27.

Committee Substitute for H. B. 592, A BILL TO BE ENTITLED AN ACT TO REQUIRE A FEE FROM ALL PERSONS PARTICIPATING IN COURT ORDERED COMMUNITY SERVICE,passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brown, Buchanan, Bumgardner, Chalk, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Walker, R.Warren, Watkins, Wiser, B. Woodard, C.Woodard, and Wright — 81.

Voting in the negative: Representative Hege.

Excused absences: Representatives Barker, Beard, Brannan, Brinkley, Brubaker, Church, Cromer, Evans, Fletcher, Hightower, Hughes, James, Ligon, Pulley, Stamey, Wicker, and Wood — 17.

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS.

Representative Holroyd offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Hudson, Huffman, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Mavretic, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wiser, B. Woodard, C. Woodard, and Wright — 87.

Voting in the negative: None.

Excused absences: Representatives Barker, Beard, Brannan, Brinkley, Brubaker, Church, Cromer, Evans, Fletcher, Hightower, Hughes, James, Ligon, Pulley, Stamey, Wicker, and Wood —17.

H. B. 995, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES IN CREATING AMBULANCE AND RESCUE SQUAD SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Blue, Bowman, Boyd, Brawley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hauser, Holmes, Holroyd, Holt, Hudson, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Quinn, Rhodes, Richardson, Robinson, Sparrow, Spoon, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wiser, B. Woodard, C. Woodard, and Wright — 84.

Voting in the negative: Representatives Hege, Huffman, and Sizemore — 3.

Excused absences: Representatives Barker, Beard, Brannan, Brinkley, Brubaker, Church, Cromer, Evans, Fletcher, Hightower, Hughes, James, Ligon, Pulley, Stamey, Wicker, and Wood — 17.

H. B. 810, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION BY MAKING THE SAME PROVISIONS FOR FILLING VACANCIES IN THE COUNCIL OF STATE AS IS PROVIDED FOR VACANCIES IN THE GENERAL ASSEMBLY, AND BY AMENDING THE GENERAL STATUTES TO IMPLEMENT THAT AMENDMENT BY PROVIDING THAT SUCH VACANCIES SHALL BE FILLED WITH THE PERSON RECOMMENDED BY THE STATE EXECUTIVE

COMMITTEE OF THE PARTY THAT NOMINATED THE COUNCIL OF STATE MEMBER.

On motion of Representative Blue, the bill is withdrawn from today's Calendar and re-referred to the Committee on Constitutional Amendments.

H. B. 1041, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF FEES FOR THE ERECTION AND MAINTENANCE OF LOGO SIGNS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wiser, B. Woodard, C. Woodard, and Wright — 90.

Voting in the negative: None.

Excused absences: Representatives Barker, Beard, Brannan, Brinkley, Brubaker, Church, Cromer, Evans, Fletcher, Hightower, Hughes, James, Ligon, Pulley, Stamey, Wicker, and Wood — 17.

S. B. 134, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-90 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT AND G. S. 159-163 RELATING TO REVENUE BOND ANTICIPATION NOTES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Miller, Mothershead, Murphy, Nesbitt, Noles, Owens, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Walker, E. Warren, R. Warren, Wiser, B. Woodard, C. Woodard, and Wright — 85.

Voting in the negative: None.

Excused absences: Representatives Barker, Beard, Brannan, Brinkley, Brubaker, Church, Cromer, Evans, Fletcher, Hightower, Hughes, James, Ligon, Pulley, Stamey, Wicker, and Wood — 17.

S. B. 361, A BILL TO BE ENTITLED AN ACT TO CLARIFY POWERS OF A JOINT MUNICIPAL ELECTRIC POWER WITH RESPECT TO INTEREST ON BONDS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance,

Barbee, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Owens, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wiser, B. Woodard, C. Woodard, and Wright — 88.

Voting in the negative: None.

Excused absences: Representatives Barker, Beard, Brannan, Brinkley, Brubaker, Church, Cromer, Evans, Fletcher, Hightower, Hughes, James, Ligon, Pulley, Stamey, Wicker, and Wood — 17.

Committee Substitute for H. B. 284, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGAL LEVEL OF IMPAIRMENT FOR BOAT OPERATORS.

Representative Mavretic offers Amendment No. 2 which is adopted by electronic vote (87-0). This admendment changes the title.

The bill remains on the Calendar.

S. B. 274, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 11, G. S. 130A, ENTITLED "SANITARY SEWAGE SYSTEMS".

The bill, as amended, passes its third reading, by electronic vote (84-0), And is ordered sent to the Senate for concurrence in House amendment.

H. B. 1009, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARITABLE REMAINDER TRUSTS ADMINISTRATION ACT, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1045, A BILL TO BE ENTITLED AN ACT TO REQUIRE MARINA OPERATORS TO REPORT ALL FLOATING HOMES AND FLOATING STRUCTURES DOCKED OR STORED AT MARINAS TO THE COUNTY ASSESSOR, passes its second reading, by electronic vote (82-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. J. R. 1034, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM ATTMORE AND REQUESTING THE CONVENING OF THE 1987 GENERAL ASSEMBLY IN THE TOWN OF TARBORO IN HONOR OF THE TWO HUNDREDTH ANNIVERSARY OF THE 1787 GENERAL ASSEMBLY SESSION MEETING IN TARBORO, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. J. R. 1035, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MRS. EUGENIA PATTERSON VANLANDINGHAM AND THEREBY APPLAUDING THE EFFORTS TO REMOVE OR IMPROVE ABANDONED STRUCTURES WHICH BLIGHT THE SCENIC BEAUTY OF NORTH CAROLINA'S ROADWAYS,

passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. J. R. 1038, A JOINT RESOLUTION ENDORSING THE PROPOSAL OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS, passes its second reading, by electronic vote (87-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 766, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHECKS ON ALL NEW CHECKING ACCOUNTS INDICATE THE MONTH AND YEAR IN WHICH THE ACCOUNT WAS OPENED.

On motion of Representative C. Woodard, Committee Amendment No. 1 is adopted.

Representative Mothershead offers Amendment No. 2 which is adopted by electronic vote (72-13).

On motion of Representative C. Woodard, the bill is withdrawn from today's Calendar, ordered engrossed, and re-referred to the Committee on Banks and Thrift Institutions.

H. B. 773, A BILL TO BE ENTITLED AN ACT TO EXTEND THE CRIME OF DEFRAUDING AN INNKEEPER TO INCLUDE CAMPGROUND OWNERS, passes its second reading, by electronic vote (87-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 911, A BILL TO BE ENTITLED AN ACT PROHIBITING THE COPYING OF MOTORBOAT HULLS BY THE DIRECT MOLDING PROCESS.

On motion of Representative Mothershead, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (84-0), and remains on the Calendar.

House Committee Substitute for S. B. 310, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TEMPORARY CUSTODY OF ABSCONDING JUVENILES BY THE JOINT SECURITY FORCE OUTSIDE TERRITORY, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S. B. 403, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT THE LEGISLATIVE SERVICES COMMISSION APPOINT AN INDEPENDENT AUDITOR FOR EXPENDITURES UNDER THE NORTH CAROLINA ELECTION CAMPAIGN FUND, passes its second reading, by electronic vote (80-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 471, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR APPOINTMENT

OF ADDITIONAL REGISTRATION COMMISSIONERS, passes its second reading by electronic vote (68-20).

Representative Justus objects to the third reading. The bill remains on the Calendar.

S. B. 387, A BILL TO BE ENTITLED AN ACT TO EXEMPT FIRE AND EMERGENCY VEHICLES FROM LIGHT-TRAFFIC ROAD WEIGHT LIMITATIONS.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 163, AN ACT TO INCREASE THE MEMBERSHIP OF THE ASHEBORO AIRPORT AUTHORITY.

S. B. 175, AN ACT TO AMEND G. S. CHAPTER 115C TO PERMIT LOCAL SCHOOL ADMINISTRATIVE UNITS TO DEPOSIT FUNDS IN SAVINGS AND LOAN ASSOCIATIONS AND TO DESIGNATE SAVINGS AND LOAN ASSOCIATIONS AS OFFICIAL DEPOSITORIES.

S. B. 231, AN ACT TO PROVIDE THAT CERTAIN APPOINTIVE OFFICERS AND EMPLOYEES OF THE TOWN OF PARKTON NEED NOT BE RESIDENTS OF THAT TOWN.

S. B. 263, AN ACT CREATING A BIRD SANCTUARY AT LAKE TABOR IN COLUMBUS COUNTY.

S. B. 276, AN ACT TO AMEND CHAPTER 20 OF THE GENERAL STATUTES TO ALLOW A SIGN DESIGNATE A SINGLE HANDICAPPED PARKING SPACE.

S. B. 419, AN ACT TO ALLOW A PROSECUTOR TO ENTER A DISMISSAL WITH LEAVE FOR NONAPPEARANCE WHEN A DEFENDANT CANNOT BE FOUND TO SERVE AN ORDER FOR ARREST AFTER THE GRAND JURY HAS INDICTED HIM.

S. B. 435, AN ACT TO ALLOW PHYSICIANS PRACTICING PSYCHIATRY AND LICENSED PSYCHOLOGISTS TO FORM PROFESSIONAL CORPORATIONS.

H. B. 386, AN ACT TO AMEND THE CHARTER OF THE TOWN OF GARNER TO PERMIT THE COLLECTION OF MONEY INSTEAD OF REQUIRING LAND DEDICATION FOR RECREATIONAL PURPOSES AND FOR SIDEWALKS.

H. B. 395, AN ACT TO REVISE THE CHARTER OF THE TOWN OF HOOKERTON.

H. B. 538, AN ACT TO AUTHORIZE AN ELECTION IN THE ELLENBORO FIRE PROTECTION DISTRICT IN RUTHERFORD COUNTY.

H. B. 599, AN ACT TO ESTABLISH A SUPPLEMENTAL PENSION FUND FOR FIREMEN IN THE CITY OF MAYODAN.

H. B. 633, AN ACT TO ALLOW THE BLADEN AND WAKE COUNTIES BOARD OF COMMISSIONERS TO REDUCE THE PETITION REQUIREMENT FOR ANNEXATION TO A FIRE DISTRICT.

H. B. 704, AN ACT TO PERMIT THE DRIVERS OF ANTIQUE CARS NOT TO DISPLAY THE CURRENT REGISTRATION PLATE UNDER CERTAIN CIRCUMSTANCES.

H. B. 742, AN ACT TO PERMIT THE SECRETARY OF REVENUE TO DELEGATE THE AUTHORITY TO HOLD HEARINGS REQUIRED OR ALLOWED UNDER CHAPTER 105, TAXATION.

On motion of Representative Lilley, seconded by Representative Greenwood, the House adjourns to reconvene Monday, May 27 at 7:00 p.m.

EIGHTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, May 27, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives M. Hall, Hightower, Noles, and Wood for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Brannan for the Committee on Law Enforcement:

H. B. 1106, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO MEMBERS OF VOLUNTEER FIRE DEPARTMENTS OR RESCUE SQUADS WHO RECEIVE NO COMPENSATION FOR THEIR SERVICES AS FIRE FIGHTERS OR EMERGENCY MEDICAL CARE PROVIDERS, with a favorable report.

H. B. 1135, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE COOLING-OFF PERIOD IN OFF-PREMISES SALES, with a favorable report, as amended.

By Representative Lancaster for the Committee on Judiciary No. 3:

Committee Substitute No. 1 for H. B. 94, A BILL TO BE ENTITLED AN ACT TO FURTHER DEFINE THE APPROPRIATE POLITICAL ACTIVITY OF STATE EMPLOYEES, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2.

Committee Substitute Bill No. 2 is placed on the Calendar for May 29. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 758, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A TESTATOR TO EXEMPT A TESTAMENTARY TRUSTEE FROM THE REQUIREMENT THAT THE TRUSTEE MUST QUALIFY BEFORE THE CLERK OF SUPERIOR COURT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report, as amended.

H. B. 759, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN JUDGMENTS OF DIVORCE ENTERED UPON ANY OF THE GROUNDS ABOLISHED BY CHAPTER 613 OF THE 1983 SESSION LAWS AS AMENDED BY SECTION 217(O) OF CHAPTER 923 OF THE 1983 SESSION LAWS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

H. B. 900, A BILL TO BE ENTITLED AN ACT TO REVISE THE PROVISIONS OF CHAPTER 11 OF THE GENERAL STATUTES RELATING TO OATHS AND AFFIRMATIONS IN ORDER TO CONFORM TO CONSTITUTIONAL REQUIREMENTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative A. Hall:

H. B. 1344, A BILL TO BE ENTITLED AN ACT TO ALLOW EMERGENCY MEDICAL TECHNICIANS TO PERFORM DEFIBRILLATION, is referred to the Committee on Health.

By Representatives Greenwood, Colton, N. J. Crawford, Hauser, Kennedy, and Nesbitt:

H. B. 1345, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EXTENSION OF THE MICROELECTRONICS COMMUNICATIONS SYSTEM TO ASHEVILLE AND WINSTON-SALEM, is referred to the Committee on Appropriations.

By Representative Wright:

H. B. 1346, A BILL TO BE ENTITLED AN ACT TO ALLOW TAXPAYERS TO CONTRIBUTE TO THE STATE ABORTION FUND WHEN FILING THEIR INCOME TAX RETURNS, AND TO PROVIDE THAT NO STATE FUNDS MAY BE APPROPRIATED FOR THE STATE ABORTION FUND, is referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 602, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MACON COUNTY TO IMPOSE FEES FOR FIRE PROTECTION BASED ON THE VALUE OF IMPROVEMENTS TO REAL PROPERTY, is returned for concurrence in Senate amendment and is placed on the Calendar for May 28.

S. B. 265, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE REGISTRAR TO RETAIN OVERPAYMENTS OF TWO DOLLARS OR LESS UNLESS THE PAYOR REQUESTS A REFUND, is read the first time and is referred to the Committee on Finance.

S. B. 416, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE RAPE SHIELD EVIDENCE RULE BY MAKING IT CLEAR THAT IT APPLIES TO ALL OFFENSES BEING TRIED AT THE SAME TIME AS THE RAPE OR SEX OFFENSE CHARGE, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 559, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES STUDY THE ISSUE OF REVISION OF MINIMUM STANDARDS FOR THE CONSTRUCTION AND OPERATION OF LOCAL JAILS, is read the first time and is referred to the Committee on Rules and Operation of the House.

S. B. 624, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERCENTAGE OF SIGNATURES REQUIRED TO CALL AN ALCOHOLIC BEVERAGE ELECTION, is read the first time and is referred to the Committee on Election Laws.

CALENDAR

Action is taken on the following.

H. B. 360, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN CONDEMNED LAND IS NO LONGER NEEDED IT SHALL FIRST BE OFFERED TO THE OWNER FROM WHOM IT WAS PURCHASED.

On motion of Representative Quinn, the House concurs in the two Senate amendments and the bill is ordered enrolled.

H. B. 637, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF KINSTON AND THE BOARD OF COUNTY COMMISSIONERS OF LENOIR COUNTY TO CREATE AND FIX THE POWERS OF THE LENOIR COUNTY DEVELOPMENT COMMISSION AND TO APPROPRIATE FUNDS FOR THE EXPENSES THEREOF.

On motion of Representative Lilley, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 771, A BILL TO BE ENTITLED AN ACT TO PERMIT CITIES AND COUNTIES TO PROVIDE PUBLIC SERVICES THROUGH CONTRACTS WITH PRIVATE AGENCIES.

On motion of Representative Lilley, the House concurs in the Senate amendment, by electronic vote (85-1), and the bill is ordered enrolled.

Committee Substitute for H. B. 690, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL MATTERS IN ORANGE AND CHATHAM COUNTIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch,

Foster, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representatives M. Hall, Hightower, Noles, and Wood — 4.

Committee Substitute for H. B. 592, A BILL TO BE ENTITLED AN ACT TO REQUIRE A FEE FROM ALL PERSONS PARTICIPATING IN COURT ORDERED COMMUNITY SERVICE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 91.

Voting in the negative: None.

Excused absences: Representatives M. Hall, Hightower, Noles and Wood — 4.

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS.

On motion of Representative Pulley, consideration of the bill is postponed until June. 3.

H. B. 995, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES IN CREATING AMBULANCE AND RESCUE SQUAD SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Gist, Greenwood, A. Hall, Hasty, Hauser, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: Representative Hege.

Excused absences: Representatives M. Hall, Hightower, Noles and Wood — 4.

H. B. 1041, A BILL TO BE ENTITLED AN ACT REGARDING THE ESTABLISHMENT OF FEES FOR THE ERECTION AND MAINTENANCE OF LOGO SIGNS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representatives M. Hall, Hightower, Noles and Wood — 4.

S. B. 304, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PROCEDURES UNDER WHICH SHELLFISH LEASE APPLICATIONS ARE DETERMINED.

Representative Murphy offers Amendment No. 1 which is adopted by electronic vote (92-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Gist, Hackney, A. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 90.

Voting in the negative: None.

Excused absences: Representatives M. Hall, Hightower, Noles, and Wood — 4.

S. B. 134, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-90 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT AND G. S. 159-163 RELATING TO REVENUE BOND ANTICIPATION NOTES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans,

Fitch, Foster, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 93.

Voting in the negative: None.

Excused absences: Representatives M. Hall, Hightower, Noles, and Wood — 4.

S. B. 361, A BILL TO BE ENTITLED AN ACT TO CLARIFY POWERS OF A JOINT MUNICIPAL ELECTRIC POWER WITH RESPECT TO INTEREST ON BONDS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Michaux, Miller, Murphy, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 97.

Voting in the negative: None.

Excused absences: Representatives M. Hall, Hightower, Noles, and Wood — 4.

H. B. 1074, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND IMPROVE THE PROCEDURES TO COLLECT RESTITUTION FROM CRIMINAL DEFENDANTS AND MAKE OTHER TECHNICAL CHANGES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Tyndall, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 95.

Voting in the negative: None.

Excused absences: Representatives M. Hall, Hightower, Noles, and Wood — 4.

H. B. 97, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO ENTER INTO CERTAIN LEASE PURCHASE CONTRACTS.

Representative Owens offers Amendment No. 1 which is adopted by electronic vote (96-0).

The bill, as amended, passes its third reading, by electronic vote (94-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 284, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGAL LEVEL OF IMPAIRMENT FOR BOAT OPERATORS AND TO REDUCE LITTER ON THE STATE'S WATERS.

Representative B. Woodard offers Amendment No. 3 which fails of adoption by electronic vote (36-72).

The bill, as amended, passes its third reading, by electronic vote (106-2), and is ordered engrossed and sent to the Senate.

H. B. 911, A BILL TO BE ENTITLED AN ACT PROHIBITING THE COPYING OF BOAT HULLS BY THE DIRECT MOLDING PROCESS.

The bill, as amended, passes its third reading, by electronic vote (101-1), and is ordered engrossed and sent to the Senate.

S.B. 471, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS.

On motion of Representative Blue, consideration of the bill is postponed until May 28.

Committee Substitute for H. B. 833, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EFFECT OF POSSIBLE REVERSAL BY THE UNITED STATES SUPREME COURT OF OPINIONS OF THE DISTRICT COURT CONCERNING REDISTRICTING, passes its second reading by electronic vote (105-0).

Representative R. Warren objects to the third reading. The bill remains on the Calendar.

Representative R. Warren withdraws his objection to the third reading.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 519, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN A CITY ANNEXES PROPERTY IN A COUNTY WHERE LESS THAN FIFTY PERCENT OF THE CITY IS LOCATED, NOTICE MUST ALSO BE GIVEN IN THAT COUNTY, passes its second reading by electronic vote (86-12).

Representative McDowell objects to the third reading. The bill remains on the Calendar.

H. J. R. 1077, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FORMER UNITED STATES SENATOR SAMUEL JAMES ERVIN, JR., passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H. B. 825, A BILL TO BE ENTITLED AN ACT TO PERMIT DRUG STORE LOGOS ON INFORMATIONAL SIGNS ON HIGHWAYS, passes its second reading by electronic vote (94-2).

Representative Nesbitt objects to the third reading. The bill remains on the Calendar.

H. B. 959, A BILL TO BE ENTITLED AN ACT TO PERMIT TOWNS TO PROTECT NATURAL AND SCENIC FEATURES, passes its second reading, by electronic vote (96-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 960, A BILL TO BE ENTITLED AN ACT TO PERMIT COUNTIES TO PROTECT NATURAL AND SCENIC FEATURES, passes its second reading by electronic vote (57-51).

Representative Murphy objects to the third reading. The bill remains on the Calendar.

H. B. 894, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ANNUAL CONFERENCE OF CHIEF JUDGES TO DETERMINE WHICH ALCOHOL OFFENSES ARE SUBMITTABLE, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 403, AN ACT TO REPEAL THE REQUIREMENT THAT THE LEGISLATIVE SERVICES COMMISSION APPOINT AN INDEPENDENT AUDITOR FOR EXPENDITURES UNDER THE NORTH CAROLINA ELECTION CAMPAIGN FUND.

H. B. 71, AN ACT TO ALLOW COUNTIES TO ISSUE VOTER REGISTRATION CARDS, AND SET MINIMUM STANDARDS FOR SUCH CARDS.

H. B. 119, AN ACT TO REPEAL THE PARTIAL GASOLINE AND SPECIAL FUELS TAX EXEMPTION FOR ALCOHOL FUELS.

H. B. 269, AN ACT TO AMEND G. S. 20-288(e) RELATING TO DEALER BONDS.

H. B. 769, AN ACT TO MODIFY THE PROCEDURE FOR THE DELIVERY OF TEMPORARY REGISTRATION CERTIFICATES FOR MOTOR VEHICLES.

H. B. 812, AN ACT TO EXEMPT PARTNERSHIPS THAT RENDER PROFESSIONAL SERVICES FROM THE REQUIREMENT THAT THEY FILE A CERTIFICATE OF ASSUMED NAME.

On motion of Representative Lilley, seconded by Representative Anderson, the House adjourns to reconvene May 28 at 1:30 p.m.

EIGHTY FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 28, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Locks.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Allran, Brannan, M. Hall, Holroyd, Holt, Jeralds, Lutz, and Noles for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Foster for the Committee on Education:

H. B. 764, A BILL TO BE ENTITLED AN ACT TO INCREASE STATE SALES AND USE TAXES BY ONE-HALF PERCENT AND TO USE THE PROCEEDS TO ESTABLISH A PUBLIC SCHOOL CAPITAL CONSTRUCTION FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

H. B. 950, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TUITION CHARGE FOR STUDENTS AGED NINETEEN AND OLDER AND TO PROVIDE ALL STUDENTS AN EQUAL OPPORTUNITY TO COMPLETE A HIGH SCHOOL PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Quinn for the Committee on Finance:

Committee Substitute for H. B. 683, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF COOLEEMEE IN DAVIE COUNTY SUBJECT TO AN ELECTION, with a favorable report.

H. B. 1148, A BILL TO BE ENTITLED AN ACT AUTHORIZING LAKE AUTHORITIES TO OBTAIN REFUNDS OF STATE AND LOCAL SALES AND USE TAXES, with a favorable report.

By Representative Murphy for the Committee on Health:

H. B. 866, A BILL TO BE ENTITLED AN ACT TO ALLOW MUNICIPALITIES TO CREATE SEWER SERVICE DISTRICTS, with a favorable report.

By Representative Wicker for the Committee on Courts and Administration of Justice:

Committee Substitute No. 1 for H. B. 533, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2.

Committee Substitute Bill No. 2 is placed on the Calendar for May 30. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 348, A BILL TO BE ENTITLED AN ACT REGARDING THE IDENTIFICATION AND LABELLING OF TOXIC AND HAZARDOUS SUBSTANCES, with an unfavorable report as to bill, favorable as to committee substitute bill, as amended.

The substitute bill is placed on the Calendar for May 30. The original bill is placed on the Unfavorable Calendar.

By Representative James for the Committee on Agriculture:

H. B. 762, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FRANCHISE AGREEMENTS BETWEEN DEALERS ENGAGED IN THE BUSINESS OF RETAILING FARM, UTILITY, INDUSTRIAL, AND YARD AND GARDEN IMPLEMENTS, EQUIPMENT, ATTACHMENTS, OR REPAIR PARTS, AND WHOLESALERS, MANUFACTURERS, OR DISTRIBUTORS OF THE PRODUCTS TO REQUIRE REPURCHASE OF INVENTORY FROM DEALERS UPON TERMINATION OF A CONTRACT; TO PROVIDE PROCEDURES; TO ESTABLISH LIMITATIONS, RIGHTS, AND CIVIL LIABILITY RELATIVE TO REPURCHASE; TO EXTEND THE RIGHT TO REQUIRE REPURCHASE OPTION TO THE HEIRS OF DEALERS; AND TO PROVIDE WARRANTY OBLIGATIONS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for May 30. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

H. B. 602, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MACON COUNTY TO IMPOSE FEES FOR FIRE PROTECTION BASED ON THE VALUE OF IMPROVEMENTS TO REAL PROPERTY.

On motion of Representative Enloe, the House concurs in the Senate amendment, which changes the title, and the bill is ordered enrolled.

Committee Substitute for H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND/OR COMPLY WITH MINIMUM MINORITY AND/OR WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS.

On motion of Representative Kennedy, consideration of the bill is postponed until May 29.

H. B. 1074, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND IMPROVE THE PROCEDURES TO COLLECT RESTITUTION FROM CRIMINAL DEFENDANTS AND MAKE OTHER TECHNICAL CHANGES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Barbee, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brawley, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Enloe, Esposito, Bruce Ethridge, Evans, Fitch, Foster, Gardner, Hackney, Hasty, Hauser, Hege, Hightower, Holmes, Hudson, Huffman, Hunter, Hurst, Jones, Justus, Kennedy, Lancaster, Ligon, Lilley, Locks, McAlister, McDowell, Mavretic, Michaux, Mothershead, Murphy, Nye, Owens, Privette, Pulley, Redwine, Rhodes, Spoon, Tyndall, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 74.

Voting in the negative: None.

Excused absences: Representatives Allran, Brannan, M. Hall, Holroyd, Holt, Jeralds, Lutz, and Noles — 8.

H. B. 519, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN A CITY ANNEXES PROPERTY IN A COUNTY WHERE LESS THAN FIFTY PERCENT OF THE CITY IS LOCATED, NOTICE MUST ALSO BE GIVEN IN THAT COUNTY.

Representative McDowell offers Amendment No. 1 which is adopted by electronic vote (89-0).

The bill, as amended, passes its third reading, by electronic vote (94-0), and is ordered engrossed and sent to the Senate.

H. B. 825, A BILL TO BE ENTITLED AN ACT TO PERMIT DRUG STORE LOGOS ON INFORMATIONAL SIGNS ON HIGHWAYS.

Representative Barbee calls the previous question on the passage of the bill and the call is sustained.

The bill passes its third reading, by electronic vote (89-17), and is ordered sent to the Senate.

H. B. 960, A BILL TO BE ENTITLED AN ACT TO PERMIT COUNTIES TO PROTECT NATURAL AND SCENIC FEATURES.

On motion of Representative Colton, the bill is withdrawn from the Calendar and re-referred to the Committee on Natural and Economic Resources.

Representative Sparrow moves that H. B. 959, A BILL TO BE ENTITLED AN ACT TO PERMIT TOWNS TO PROTECT NATURAL AND SCENIC FEATURES, be recalled from the Senate.

Representative Colton moves, seconded by Representative Hackney, that this motion do lie upon the table. This motion fails to carry by electronic vote (35-63).

Now the question is the motion by Representative Sparrow to recall the bill from the Senate. This motion carries by electronic vote (73-29).

The Speaker orders a Special Message sent to the Senate requesting the return of the bill for further consideration.

S. B. 471, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS.

Representative Blue offers Amendment No. 1 which is adopted by electronic vote (100-0).

Representative Justus offers Amendment No. 2.

On motion of Representative Blue, seconded by Representative Clark, Amendment No. 2 is tabled by electronic vote (61-37).

The bill, as amended, passes its third reading, by electronic vote (72-26), and is ordered sent to the Senate for concurrence in House amendment.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 593, A BILL TO BE ENTITLED AN ACT TO CONFORM NORTH CAROLINA LIMITATIONS ON TANDEM TRAILERS AND SEMITRAILERS WITH FEDERAL STATUTES AND TO MAKE OTHER CHANGES.

Representative Hightower offers Amendment No. 1 which is adopted.

Representative Wright offers Amendment No. 2.

On motion of Representative Bumgardner, seconded by Representative Church, Amendment No. 2 is tabled by electronic vote (63-41).

The bill, as amended, passes its second reading by electronic vote (80-25).

Representative Hightower objects to the third reading. The bill remains on the Calendar.

H. B. 746, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROCEDURE FOR OBTAINING CANDIDATES FOR MEMBERSHIP ON NONPARTISAN COUNTY BOARDS OF EDUCATION, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill passes its third reaing and is ordered sent to the Senate.

Committee Substitute for H. B. 567, A BILL TO BE ENTITLED AN ACT TO REMOVE OBSOLETE PROVISIONS AND TO MAKE TECHNICAL, CLARIFYING, AND OTHER AMENDMENTS TO THE EMPLOYMENT SECURITY LAW, passes its second reading, by electronic vote (76-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 755, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN AMENDMENTS TO THE POWER OF ATTORNEY STATUTES CONTAINED IN CHAPTER 32A OF THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading by electronic vote (76-1).

Representative Clark objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 760, A BILL TO BE ENTITLED AN ACT TO CONFORM THE ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Representative Clark offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (77-3).

Representative Clark objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 485, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN FORECLOSURE SALES PRIOR TO JUNE 1, 1985.

On motion of Representative Lancaster, consideration of the bill is postponed until June 4.

Committee Substitute for H. B. 639, A BILL TO BE ENTITLED AN ACT CONCERNING REGISTRATION TO MANUFACTURE, DISTRIBUTE, OR POSSESS CONTROLLED SUBSTANCES AND TREATMENT FOR DRUG DEPENDENCE, passes its second reading, by electronic vote (85-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Lilley moves that H. J. R. 1038, A JOINT RESOLUTION ENDORSING THE PROPOSAL OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS, be recalled from the Senate and this motion carries.

The Speaker Pro Tempore orders a Special Message sent to the Senate requesting the return of the resolution for further consideration.

H. B. 1106, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO MEMBERS OF VOLUNTEER FIRE DEPARTMENTS OR RESCUE SQUADS WHO RECEIVE NO COMPENSATION FOR THEIR SERVICES AS FIRE FIGHTERS OR EMERGENCY MEDICAL CARE PROVIDERS.

On motion of Representative Pulley, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 2.

H. B. 1135, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE COOLING-OFF PERIOD IN OFF-PREMISES SALES.

On motion of Representative Barnes, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by electronic vote (87-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 758, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A TESTATOR TO EXEMPT A TESTAMENTARY TRUSTEE FROM THE REQUIREMENT THAT THE TRUSTEE MUST QUALIFY BEFORE THE CLERK OF SUPERIOR COURT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Clark, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (80-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 759, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN JUDGMENTS OF DIVORCE ENTERED UPON ANY OF THE GROUNDS ABOLISHED BY CHAPTER 613 OF THE 1983 SESSION LAWS AS AMENDED BY SECTION 217(O) OF CHAPTER 923 OF THE 1983 SESSION LAWS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (82-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 900, A BILL TO BE ENTITLED AN ACT TO REVISE THE PROVISIONS OF CHAPTER 11 OF THE GENERAL STATUTES RELATING TO OATHS AND AFFIRMATIONS IN ORDER TO CONFORM TO CONSTITUTIONAL REQUIREMENTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (71-17), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 134, AN ACT TO AMEND G. S. 159-90 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT AND G. S. 159-163 RELATING TO REVENUE BOND ANTICIPATION NOTES.

S. B. 361, AN ACT TO CLARIFY POWERS OF A JOINT MUNICIPAL ELECTRIC POWER WITH RESPECT TO INTEREST ON BONDS.

S. B. 379, AN ACT TO PROHIBIT DISCRIMINATION IN THE BUSINESS OF LIFE AND ACCIDENT AND HEALTH INSURANCE AND ANNUITIES AGAINST PERSONS WHO ARE BLIND OR PARTIALLY BLIND OR DEAF OR PARTIALLY DEAF.

H. B. 271, AN ACT TO GIVE LOCAL SCHOOL BOARDS FLEXIBILITY AS TO WHERE THEY MAINTAIN STUDENT RECORDS.

H. B. 360, AN ACT TO REQUIRE THAT WHEN CONDEMNED LAND IS NO LONGER NEEDED IT SHALL FIRST BE OFFERED TO THE OWNER FROM WHOM IT WAS PURCHASED.

H. B. 637, AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF KINSTON AND THE BOARD OF COUNTY COMMISSIONERS OF LENOIR COUNTY TO CREATE AND FIX THE POWERS OF THE LENOIR COUNTY DEVELOPMENT COMMISSION AND TO APPROPRIATE FUNDS FOR THE EXPENSES THEREOF.

H. B. 771, AN ACT TO PERMIT CITIES AND COUNTIES TO PROVIDE PUBLIC SERVICES THROUGH CONTRACTS WITH PRIVATE AGENCIES.

H. J. R. 1077, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FORMER UNITED STATES SENATOR SAMUEL JAMES ERVIN, JR.

H. J. R. 865, A JOINT RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

The Speaker presiding.

On motion of Representative Lilley, seconded by Representative Tyson, the House adjourns to reconvene May 29 at 1:30 p.m.

EIGHTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 29, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Church, Edwards, Lancaster, and Wicker for today.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 29, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that pursuant to H. J. R. 865, A JOINT RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, and S. J. R. 558, A JOINT RESOLUTION PROVIDING FOR JOINT SESSIONS OF THE SENATE COMMITTEE ON COMMERCE AND THE HOUSE COMMITTEE ON PUBLIC UTILITIES TO REVIEW THE GOVERNOR'S APPOINTEES TO THE UTILITIES COMMISSION AND PROVIDING FOR A JOINT SESSION OR SESSIONS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ACT ON CONFIRMATION ON THE APPOINTMENTS MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders a message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 225, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GRADE LEVELS AT WHICH CERTAIN TESTS ARE ADMINISTERED, is read the first time and is referred to the Committee on Education.

S. B. 391, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE SPECIAL EDUCATION HEARING PROCESS, is read the first time and is referred to the Committee on Education.

Committee Substitute for S. B. 593, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE THAT ANY ACTION, SUIT OR PROCEEDING WHICH RELATES TO ANY BONDS ISSUED UNDER CHAPTER 159B OR TO ANY SECURITY FOR SAID BONDS MUST BE TRIED IN THE SUPERIOR COURT OF WAKE COUNTY, is read the first time and is referred to the Committee on Judiciary No. 1.

Committee Substitute for S. B. 605, A BILL TO BE ENTITLED AN ACT TO PERMIT MATERNITY LEAVE FOR INMATES, is read the first time and is referred to the Committee on Corrections.

Committee Substitute H. B. 558, A BILL TO BE ENTITLED AN ACT TO CHANGE REPORTING REQUIREMENTS OF COMPULSORY SCHOOL ATTENDANCE LAW, is returned for concurrence in Senate amendment and is placed on the Calendar for May 30.

S. B. 521, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SIMULTANEOUS FORECLOSURE OF TWO OR MORE DEEDS OF TRUST SECURED BY THE SAME PROPERTY, is read the first time and is referred to the Committee on Judiciary No. 3.

Committee Substitute for S. B. 413, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO PENALTIES FOR VIOLATION OF THE REVENUE LAWS, is read the first time and is referred to the Committee on Finance.

H. B. 303, A BILL TO BE ENTITLED AN ACT TO RESTORE TO THE GOVERNOR POWER TO PREPARE AND ADMINISTER THE BUDGETS OF THE STATE TREASURER, STATE AUDITOR, AND ADMINISTRATIVE OFFICER OF THE COURTS, is returned for concurrence in two Senate amendments and is placed on the Calendar for May 30.

H. B. 371, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR A RECORD SEARCH OR FOR A COPY OF A VITAL RECORD, is returned for concurrence in Senate amendment and is placed on the Calendar for May 30.

Committee Substitute for H. B. 752, A BILL TO BE ENTITLED AN ACT AUTHORIZING TOUR BOATS TO HOLD ABC PERMITS, is returned for concurrence in Senate amendment and is placed on the Calendar for May 30.

Committee Substitute for S. B. 207, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. §130A-315 OF THE DRINKING WATER ACT TO AUTHORIZE REGULATIONS ON ADEQUACY OF THE WATER SUPPLY, is read the first time and is referred to the Committee on Water and Air Resources.

Committee Substitute for S. B. 230, A BILL TO BE ENTITLED AN ACT TO AMEND PROVISIONS CONCERNING COMPENSATION OF MEMBERS OF LOCAL BOARDS OF HEALTH AND BOARDS OF SOCIAL SERVICES, is read the first time and is referred to the Committee on Health.

Committee Substitute for S. B. 429, A BILL TO BE ENTITLED AN ACT TO ALLOW CANDIDATES TO USE NICKNAMES ON THE BALLOT IN CERTAIN CIRCUMSTANCES, is read the first time and is referred to the Committee on Election Laws.

S. B. 613, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENTS FOR VARIOUS OFFENSES INVOLVING ANIMALS, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 721, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES WHICH PROHIBIT UNAUTHORIZED DAMAGE TO RAILROADS AND THEIR PROPERTY, is read the first time and is referred to the Committee on Judiciary No. 3.

JOINT SESSION

Pursuant to resolutions heretofore adopted, and exchange of messages, the Sergeant-at-Arms of the House of Representatives announces the arrival of the Senate at the door of the House.

The Speaker directs the admittance and seating of that Honorable Body.

The President of the Senate, the Honorable Robert B. Jordan, III, is seated to the right of the Speaker and is presented the gavel.

The Joint Session is called to order by the President.

The President calls for a quorum call of the House and Senate.

The President instructs the Reading Clerk of the Senate to call the roll and the following Senators answer present: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Goldston, Hardison, Harrington, Harris, Hipps, R. Hunt, W. Hunt, Jim Johnson, Joe Johnson, Jordan, Kaplan, Kincaid, R. Martin, W. Martin, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Talley, R. Thomas, Walker, Ward, Warren, Watt, Winner, Woodard, and Wright — 46.

The President directs an electronic vote to be taken of the House of Representatives and the following Representatives are recorded as present: Speaker Ramsey, Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Clark, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hunter, Jeralds, Jones, Justus, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 102.

Excused absences: Representatives Church, Edwards, Lancaster, and Wicker — 4.

A quorum of each House being declared present, the Joint Session proceeds with its business.

The first order of business is the consideration of nominated candidates for election to the Board of Governors of the University of North Carolina.

Senator Royall, Chairman of the Senate Committee on University Board of Governors, presents the following report containing the slate of Senate Nominees to the Board of Governors on which the Senate will vote pursuant to H. J. R. 865.

The Select Committee on Board of Governors of the Senate recommends the following persons for the nomination by the Joint Session of the Senate and House of Representatives for election to the Board of Governors to the University of North Carolina. Each of these persons is, in the opinion of the Committee, legally qualified for the position to which he or she is recommended and has stated that he or she would serve if elected.

AT-LARGE CATEGORY
(Senate will elect one for eight-year term)
R. F. "Mutt" McCoy
Cecil J. Hill

AT-LARGE CATEGORY
(Senate will elect one for eight-year term)
F. P. Bodenheimer
Samuel Neill

WOMEN'S CATEGORY
(Senate will elect one for eight-year term)
Martha McNair
Dr. Helen Edmonds

MINORITY RACE CATEGORY
(Senate will elect one for eight-year term)
Maceo Sloan
Franklin R. Anderson

Representative N. J. Crawford, Chairman of the House Committee on University Board of Governors, presents the following report containing the slate of House nominees to the Board of Governors on which the House of Representatives will vote pursuant to H. J. R. 865.

The University Board of Governors' Nominating Committee places the following nominees in Ballot:

RECOMMENDED NOMINEES	NOMINEES
At-Large — Vote For Three (3)	
Roderick D. Adams	June McLaurin Jeffers
Juanita Bryant	
John Ed Davenport	
Charles Zorah Flack	
James E. Holmes, Jr.	
Ruth Dial Woods	
Minority Party — Vote For One (1)	
Donald Beason	Charles A. Hayes
John Garwood	

S/ N. Jim Crawford
Chairman, University Board of Governors Nominating Committee

The President announces that the floor is now open for further nominations. There being none, Senator Harris moves that the nominations be closed. This motion carries.

The second order of business is the consideration of the appointments by the Governor to the North Carolina Utilities Commission as set forth by S. J. R. 558.

The President directs the House Reading Clerk to read the following letters from His Excellency the Governor of North Carolina:

May 14, 1985

The Honorable Robert B. Jordan, III
Lieutenant Governor of North Carolina

The Honorable Liston Bryan Ramsey
Speaker of the House
Legislative Building
Raleigh, North Carolina 27611

Re: North Carolina Utilities Commission

Dear Mr. Ramsey and Lieutenant Governor Jordan:

Pursuant to North Carolina General Statute Section 62-10, I hereby appoint Julius A. Wright, New Hanover County, to the North Carolina Utilities Commission to fill the vacancy caused by the resignation of Hugh A. Crigler, Jr., whose term expires July 1, 1985, subject to confirmation by the General Assembly in joint session. Furthermore, I hereby submit his name to the General Assembly for said confirmation.

Sincerely,
S/ JAMES G. MARTIN
Governor

May 1, 1985

The Honorable Robert B. Jordan
Lieutenant Governor of North Carolina

The Honorable Liston B. Ramsey
Speaker of the House
Legislative Building
Raleigh, North Carolina 27611

Dear Mr. Speaker and Lieutenant Governor Jordan:

Pursuant to North Carolina General Statute Section 62-10, I hereby appoint Ms. Sarah Tate, Wake County; Robert O. Wells, Guilford County; and Julius A. Wright, New Hanover County; to the North Carolina Utilities Commission to serve terms beginning July 1, 1985, and expiring June 30, 1993, subject to confirmation by the General Assembly in joint session, and hereby submit their names to the General Assembly for said confirmation.

Sincerely,
S/ JAMES G. MARTIN
Governor

Senator Hardison, Chairman, Senate Committee on Commerce, submits the following report:

May 29, 1985

The Honorable Robert B. Jordan, III
President of the Senate
Lieutenant Governor of North Carolina
North Carolina General Assembly
Raleigh, North Carolina 27611

Dear Lieutenant Governor:

In compliance with the provisions of G. S. 62-10 that nominees to fill positions on the N. C. Utilities Commission shall be subject to confirmation by the General Assembly in Joint Session, Governor Martin has submitted for confirmation by the General Assembly the following names:

Ms. Sarah Lindsay Tate
Robert O. Wells
Julius A. Wright

The Senate Committee on Commerce has considered the nominees and makes the following recommendation to this Joint Session:

That the nomination of the above as Commissioners of the North Carolina Utilities Commission be confirmed.

Respectfully submitted,
S/ HAROLD W. HARDISON
Chairman of the
Senate Committee on Commerce

Representative Bumgardner, Chairman, House Public Utilities Committee, submits the following report:

May 29, 1985

The Honorable Liston B. Ramsey
Speaker of the House of Representatives
North Carolina General Assembly
Raleigh, North Carolina 27611

Dear Speaker Ramsey:

In compliance with the provisions of G. S. 62-10 that nominees to fill positions on the N. C. Utilities Commission shall be subject to confirmation by the General Assembly in Joint Session, Governor Martin has submitted for confirmation by the General Assembly the following names:

Ms. Sarah Lindsay Tate
Robert O. Wells
Julius A. Wright

The House Committee on Public Utilities has considered the nominees and makes the following recommendation to this Joint Session:

That the nomination of the above as Commissioners of the North Carolina Utilities Commission be confirmed.

Respectively submitted,
S/ DAVID W. BUMGARDNER, JR.
Chairman, of the House
Public Utilities Committee

Senator Hardison moves that the nomination of Ms. Sarah Lindsay Tate as Commissioner of the North Carolina Utilities Commission be confirmed.

Representative Bumgardner moves that the nomination of Ms. Sarah Lindsay Tate as Commissioner of the North Carolina Utilities Commission be confirmed.

The nomination of Ms. Tate is confirmed by the Senate by the following vote:

Those voting in the affirmative are: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, R. Hunt, W. Hunt, Jim Johnson, Joe Johnson, Jordan, Kaplan, Kincaid, R. Martin, W. Martin, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, R. Thomas, Walker, Ward, Warren, Watt, Winner, and Woodard — 45.

Voting in the negative: None.

The nomination of Ms. Tate is confirmed by the House of Representatives by the following vote:

Those voting in the affirmative are: Speaker Ramsey, Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, R.Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 111.

Voting in the negative: None.

Excused absences: Representatives Church, Edwards, Lancaster, and Wicker — 4.

Senator Hardison moves that the nomination of Mr. Robert O. Wells as Commissioner of the North Carolina Utilities Commission be confirmed.

Representative Bumgardner moves that the nomination of Mr. Robert O. Wells as Commissioner of the North Carolina Utilities Commission be confirmed.

The nomination of Mr. Wells is confirmed by the Senate by the following vote:

Those voting in the affirmative are: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, R. Hunt, W. Hunt, Jim Johnson, Joe Johnson, Jordan, Kaplan, Kincaid, R. Martin, W. Martin, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, R. Thomas, Walker, Ward, Warren, Watt, Winner, and Woodard — 46.

Voting in the negative: None.

The nomination of Mr. Wells is confirmed by the House by the following vote: Those voting in the affirmative are: Speaker Ramsey, Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell,

Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 114.

Voting in the negative: None.

Excused absences: Representatives Church, Edwards, Lancaster, and Wicker — 4.

Senator Hardison moves that the nomination of Senator Julius A. Wright as Commissioner of the North Carolina Utilities Commission be confirmed.

Representative Bumgardner moves that the nomination of Senator Julius A. Wright as Commissioner of the North Carolina Utilities Commission be confirmed.

The nomination of Senator Wright is confirmed by the Senate by the following vote: Those voting in the affirmative are: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, R. Hunt, W. Hunt, Jim Johnson, Joe Johnson, Jordan, Kaplan, Kincaid, R. Martin, W. Martin, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, R. Thomas, Walker, Ward, Warren, Watt, Winner, and Woodard—47.

Voting in the negative: None.

The nomination of Senator Wright is confirmed by the House by the following vote: Those voting in the affirmative are: Speaker Ramsey, Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright—115.

Voting in the negative: None.

Excused absences: Representatives Church, Edwards, Lancaster, and Wicker—4.

The President declares that the General Assembly has confirmed the nomination of Ms. Sarah Lindsay Tate and Mr. Robert O. Wells as Commissioners of the North Carolina Utilities Commission for a term beginning July 1, 1985 to expire June 30, 1993, and has confirmed Senator Julius A. Wright as Commissioner of the North Carolina Utilities Commission for a term to begin upon the administration of the oath of office to expire June 30, 1985 and reappointed for a term to begin July 1, 1985 to expire June 30, 1993. The President orders that the Governor be notified of this action.

On motion of Senator Harrington the Joint Session is dissolved and the Senate returns to the Senate Chamber.

The House resumes its business.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative James for the Committee on Agriculture:

H. B. 1151, A BILL TO BE ENTITLED AN ACT TO ALLOW MILK PRODUCERS TO OBTAIN LIENS FOR UNPAID MILK, with a favorable report.

By Representative Hightower for the Committee on State Government:

H. B. 223, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WATER WELL AND PUMP CONTRACTORS' LICENSING BOARD, with an unfavorable report.

H. B. 717, A BILL TO BE ENTITLED AN ACT TO CREATE A REGIONAL COUNCIL ECONOMIC AND COMMUNITY DEVELOPMENT TECHNICAL ASSISTANCE PROGRAM AND TO PROVIDE FUNDING, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 772, A BILL TO BE ENTITLED AN ACT TO AMEND THE MUNICIPAL AND COUNTY ZONING ENABLING ACTS SO AS TO MAKE CLEAR THE AUTHORITY OF LOCAL GOVERNMENTS TO ESTABLISH OVERLAY DISTRICTS AND SPECIAL USE OR CONDITIONAL USE DISTRICTS, with a favorable report, as amended.

H. B. 1222, A BILL TO BE ENTITLED AN ACT TO TRANSFER TITLE TO CERTAIN LAND FROM THE STATE OF NORTH CAROLINA TO THE TOWN OF ANDREWS, with a favorable report, as amended.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 863, A BILL TO BE ENTITLED AN ACT TO PERMIT ONE SPOUSE TO ACCEPT SERVICE OF PROCESS FOR THE OTHER, with a favorable report, as amended.

H. B. 1240, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TIME FOR POSTING NOTICE OF SALE AND TO VALIDATE CERTAIN FORECLOSURE SALES THAT DID NOT COMPLY WITH POSTING REQUIREMENTS, with a favorable report.

H. B. 1194, A BILL TO BE ENTITLED AN ACT TO MAKE LARCENY OF A PRESCRIPTION BLANK A FELONY, with a favorable report, as amended.

H. B. 1304, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 90 BY ADDING A NEW G. S. 90-108(15) ENTITLED UNAUTHORIZED POSSESSION OF A BLANK PRESCRIPTION FORM, with a favorable report.

H. B. 1320, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 131C GOVERNING THE SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES, with a favorable report, as amended.

By Representative Barker for the Committee on Mental Health:

H. B. 321, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR

CONSTRUCTION AND OPERATION OF A REGIONAL SOCIAL SETTING DETOXIFICATION FACILITY IN ONSLOW COUNTY, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S. B. 333, A BILL TO BE ENTITLED AN ACT RELATING TO THE AUTHORITY OF THE GOVERNOR'S ADVOCACY COUNCIL FOR PERSONS WITH DISABILITIES IN ORDER TO COMPLY WITH CHANGES IN FEDERAL LAW, with a favorable report.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 692, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO LIMIT THE NUMBER OF DAYS THE GENERAL ASSEMBLY MAY REMAIN IN SESSION EACH YEAR, with an unfavorable report.

H. B. 810, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION BY MAKING THE SAME PROVISIONS FOR FILLING VACANCIES IN THE COUNCIL OF STATE AS IS PROVIDED FOR VACANCIES IN THE GENERAL ASSEMBLY, AND BY AMENDING THE GENERAL STATUTES TO IMPLEMENT THAT AMENDMENT BY PROVIDING THAT SUCH VACANCIES SHALL BE FILLED WITH THE PERSON RECOMMENDED BY THE STATE EXECUTIVE COMMITTEE OF THE PARTY THAT NOMINATED THE COUNCIL OF STATE MEMBER, with a favorable report, as amended.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 215, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CURRITUCK COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN CURRITUCK COUNTY, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative James, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Finance.

H. B. 412, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOLLY SPRINGS TO REMOVE THE PROVISION THAT TOWN ORDINANCES AND RESOLUTIONS ARE NOT EFFECTIVE UNTIL TWENTY DAYS AFTER THEIR ADOPTION, with a favorable report.

H. B. 644, A BILL TO BE ENTITLED AN ACT TO BRING DAVIDSON COUNTY UNDER THE GENERAL LAW REGARDING APPOINTMENT OF THE SUPERINTENDENT OF SCHOOLS, with an unfavorable report.

S. B. 343, A BILL TO BE ENTITLED AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL PLANNING POWERS BY THE TOWN OF ABERDEEN, THE VILLAGE OF PINEHURST AND THE TOWN OF SOUTHERN PINES IN MOORE COUNTY, with a favorable report.

By Representative Owens for the Committee on Corporations:

H. B. 982, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE ABILITY OF

CONTRACTORS TO SPONSOR DINNERS OR OTHER SOCIAL EVENTS AT MEETINGS OF PROFESSIONAL ORGANIZATIONS, with a favorable report.

H. B. 992, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE UNFAIR DEBT COLLECTION PRACTICES ACT, with a favorable report.

By Representative Bumgardner for the Committee on Public Utilities:

H. B. 403, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE UTILITIES COMMISSION TO INVESTIGATE CERTAIN CONTRACTS SIGNED BY ELECTRIC UTILITIES, with an unfavorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 1343, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF PAMLICO COUNTY TO SELL PROPERTY AT PRIVATE SALE, with a favorable report.

By Representative Holroyd for the Committee on Cultural Resources:

H. B. 816, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA ARTS COUNCIL TO IMPROVE STATE PROGRAMS IN THE ARTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 844, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE RESTORATION OF THE TEMPLE THEATRE IN SANFORD, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 1211, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA THEATRE IN RALEIGH, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 1329, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FRIENDS OF ELIZABETH II, INC. TO OPERATE VENDING MACHINES ON THE SITE GROUNDS OF THE ELIZABETH II, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1201, A BILL TO BE ENTITLED AN ACT CONCERNING UNIFORM BOND PROCEDURES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for May 31. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Insurance:

S. B. 234, A BILL TO BE ENTITLED AN ACT TO PROVIDE A MEANS TO DETERMINE THE JURISDICTION OF THE COMMISSIONER OF INSURANCE OVER PROVIDERS OF HEALTH CARE BENEFITS, with a favorable report.

S. B. 235, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARTICIPATION BY INSURERS IN THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS INSURANCE REGULATORY INFORMATION SYSTEM, with a favorable report.

Committee Substitute for S. B. 289, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INTEGRITY OF DOMESTIC INSURANCE COMPANY ASSETS FOR THE PROTECTION OF POLICYHOLDERS, with a favorable report, as amended.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 901, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 28A-15-1(c) TO PROVIDE THAT GENERAL LANGUAGE IN A WILL GRANTING A PERSONAL REPRESENTATIVE A POWER OF SALE IS SUFFICIENT TO ELIMINATE THE NECESSITY OF A SPECIAL PROCEEDING UNDER ARTICLE 17 OF CHAPTER 28A AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report, as amended.

H. B. 938, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-295 TO INCREASE SETTLEMENT AUTHORITY OF ATTORNEY GENERAL IN TORT CLAIMS FROM FIVE THOUSAND DOLLARS TO TEN THOUSAND DOLLARS, with a favorable report, as amended.

By Representative Ballance for the Committee on Housing:

H. B. 884, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR REPRESENTATION OF LOCAL GOVERNMENTS ON THE NORTH CAROLINA HOUSING COMMISSION, with a favorable report.

H. B. 985, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESIDENTIAL RENTAL AGREEMENTS ACT, with a favorable report.

S. B. 251, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FAIR HOUSING ACT, with a favorable report, as amended.

On motion of Representative Ballance, the rules are suspended and the bill is placed on the Calendar for May 31.

By Representative Fussell for the Committee on Highway Safety:

H. B. 90, A BILL TO BE ENTITLED AN ACT TO MAKE THE USE OF SEAT BELTS IN MOTOR VEHICLES MANDATORY AND TO REMOVE THE SUNSET ON THE USE OF CHILD RESTRAINT DEVICES, with an indefinite postponement report.

H. B. 813, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL SCHOOL BUS DRIVERS TO BE AT LEAST EIGHTEEN YEARS OLD, with an indefinite postponement report.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 602, AN ACT TO AUTHORIZE MACON AND GRAHAM COUNTIES TO IMPOSE FEES FOR FIRE PROTECTION BASED ON THE VALUE OF IMPROVEMENTS TO REAL PROPERTY.

S. B. 274, AN ACT TO AMEND ARTICLE 11, G. S. 130A, ENTITLED "SANITARY SEWAGE SYSTEMS".

S. B. 387, AN ACT TO EXEMPT FIRE AND EMERGENCY VEHICLES FROM LIGHT-TRAFFIC ROAD WEIGHT LIMITATIONS.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 683, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF COOLEEMEE IN DAVIE COUNTY SUBJECT TO AN ELECTION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Murphy, Nesbitt, Noles, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: None.

Excused absences: Representatives Church, Edwards, Lancaster, and Wicker — 4.

Committee Substitute for H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND/OR COMPLY WITH MINIMUM MINORITY AND/OR WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS.

Representative Kennedy offers Amendment No. 1 which is adopted.

Representative Wright moves that the bill be re-referred to the Committee on Judiciary No. 1.

Representative Locks moves, seconded by Representative Michaux, that the motion to re-refer the bill do lie upon the table. This motion fails to carry by electronic vote (45-60).

Representative Wright calls the previous question on the motion to re-refer the bill and the call is sustained.

The motion by Representative Wright to re-refer the bill to the Committee on Judiciary No. 1 carries by electronic vote (56-53).

Committee Substitute for H. B. 593, A BILL TO BE ENTITLED AN ACT TO CONFORM NORTH CAROLINA LIMITATIONS ON TANDEM TRAILERS AND SEMITRAILERS WITH FEDERAL STATUTES AND TO MAKE OTHER CHANGES.

Representative Nesbitt offers Amendment No. 3 which is adopted by electronic vote (94-7).

The bill, as amended, passes its third reading, by electronic vote (96-6), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 755, A BILL TO BE ENTITLED AN ACT TO MAKE

CERTAIN AMENDMENTS TO THE POWER OF ATTORNEY STATUTES CONTAINED IN CHAPTER 32A OF THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Representative Clark offers Amendment No. 1 which is adopted by electronic vote (93-0).

The bill, as amended, passes it third reading, by electronic vote (95-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 760, A BILL TO BE ENTITLED AN ACT TO CONFORM THE ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The bill, as amended, passes its third reading, by electronic vote (88-4), and is ordered engrossed and sent to the Senate.

Committee Substitute No. 2 for H. B. 94, A BILL TO BE ENTITLED AN ACT TO FURTHER DEFINE THE APPROPRIATE POLITICAL ACTIVITY OF STATE EMPLOYEES, passes its second reading, by electronic vote (100-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1148, A BILL TO BE ENTITLED AN ACT AUTHORIZING LAKE AUTHORITIES TO OBTAIN REFUNDS OF STATE AND LOCAL SALES AND USE TAXES, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 866, A BILL TO BE ENTITLED AN ACT TO ALLOW MUNICIPALITIES TO CREATE SEWER SERVICE DISTRICTS.

On motion of Representative Evans, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

On motion of Representative Lilley, seconded by Representative Colton, the House adjourns to reconvene May 30 at 1:30 p.m.

EIGHTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, May 30, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Edwards, Lancaster, and Owens for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 966, A JOINT RESOLUTION TO ESTABLISH A COMMISSION TO STUDY THE POTENTIAL FOR MIXED USE IN A PORTION OF THE STATE GOVERNMENT COMPLEX, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. J. R. 1123, A JOINT RESOLUTION TO PROVIDE FOR A STUDY BY THE LEGISLATIVE RESEARCH COMMISSION OF THE LENGTH OF THE LEGISLATIVE SESSION, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. J. R. 1196, A JOINT RESOLUTION HONORING THE FOUNDERS AND PIONEERS OF COUNTRY MUSIC, with a favorable report.

On motion of Representative Lilley, the rules are suspended and the resolution is placed on the Calendar for June 3.

H. J. R. 1227, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY INTEREST RATE REGULATION IN NORTH CAROLINA, with a favorable report, as amended, and recommendation that the resolution be re-referred to the Committee on Appropriations.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted.

The resolution is engrossed and re-referred to the Committee on Appropriations.

H. B. 1283, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LEGISLATIVE STUDY COMMITTEE ON STATE-OWNED AND STATE-LEASED PROPERTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 1335, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY PRISON ENTERPRISES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

S. B. 6, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE HORSEPASTURE RIVER A NATURAL RIVER AND TO PROVIDE FOR A STUDY TO CONSIDER INCLUDING THE RIVER IN THE STATE PARKS SYSTEM, with an unfavorable report as to bill, favorable as to House committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 3. The original bill is placed on the Unfavorable Calendar.

S. J. R. 143, A JOINT RESOLUTION APPROVING THE STATE PLAN FOR VOCATIONAL EDUCATION, with a favorable report.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 1203, A BILL TO BE ENTITLED AN ACT TO PROVIDE PROTECTIVE SERVICES FOR DISABLED JUVENILES, INCLUDING INFANTS, WITH LIFE-THREATENING CONDITIONS, with a favorable report.

By Representative Quinn for the Committee on Finance:

H. B. 310, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COLLECTION OF CERTAIN UNPAID WITHHOLDING TAXES AND EMPLOYMENT SECURITY CONTRIBUTIONS, with a favorable report, as amended.

Committee Substitute for H. B. 661, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF SUGAR MOUNTAIN SUBJECT TO A REFERENDUM, with a favorable report.

H. B. 664, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 965 OF THE 1977 SESSION LAWS BY EXTENDING THE EFFECTIVE DATE, with a favorable report.

H. B. 684, A BILL TO BE ENTITLED AN ACT TO ADD A NEW ARTICLE 17 TO CHAPTER 20 OF THE GENERAL STATUTES AND MAKE OTHER NECESSARY CHANGES IN CHAPTER 20 AND CHAPTER 62, with a favorable report, as amended.

H. B. 866, A BILL TO BE ENTITLED AN ACT TO ALLOW MUNICIPALITIES TO CREATE SEWER SERVICE DISTRICTS, with a favorable report.

H. B. 1087, A BILL TO BE ENTITLED AN ACT TO PERMIT AFFILIATED CORPORATIONS TO FILE A COMBINED INCOME TAX RETURN, with a favorable report, as amended.

H. B. 1145, A BILL TO BE ENTITLED AN ACT TO EXEMPT BENEFITS PAID BY THE NORTH CAROLINA HIGHWAY PATROL VOLUNTARY PLEDGE FUND FROM INCOME TAX AND INHERITANCE TAX, with a favorable report.

H. B. 1213, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA INCOME TAX TREATMENT OF ALIMONY PAYMENTS AND PROPERTY TRANSFERS MADE INCIDENT TO DIVORCE TO THE TAX TREATMENT AFFORDED BY FEDERAL LAW, with a favorable report, as amended.

S. B. 265, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE REGISTRAR TO RETAIN OVERPAYMENTS OF TWO DOLLARS OR LESS UNLESS THE PAYOR REQUESTS A REFUND, with a favorable report, as amended.

By Representative Beall for the Committee on Election Laws:

H. B. 702, A BILL TO BE ENTITLED AN ACT TO COORDINATE ELECTION PRECINCT BOUNDARIES WITH THOSE OF CENSUS BLOCKS USED BY THE U. S. CENSUS AND TO PROVIDE ADDITIONAL STATISTICAL INFORMATION FOR REDISTRICTING PURPOSES IN 1991 AND THEREAFTER, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Barbee for the Committee on Transportation:

H. B. 381, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO PARTICIPATE IN THE NONBETTERMENT COSTS OF ADJUSTMENT OR RELOCATION OF MUNICIPALLY OWNED UTILITIES IN EXISTING STATE HIGHWAY SYSTEM RIGHTS-OF-WAY ON STATE HIGHWAY SYSTEM IMPROVEMENTS LET TO CONTRACT, with an indefinite postponement report.

H. B. 1075, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO REGISTER LOGGING VEHICLES AS A SEPARATE CATEGORY OF TRUCKS, with a favorable report.

H. B. 1139, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL MEMBERS OF THE BOARD OF TRANSPORTATION RESIDING IN A HIGHWAY ENGINEERING DIVISION DISTRICT SHALL BE CONSULTED BEFORE A DECISION IS MADE THAT AFFECTS THAT REGION, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 1163, A BILL TO BE ENTITLED AN ACT TO EMPOWER THE NORTH CAROLINA BUILDING CODE COUNCIL TO ADOPT EFFICIENCY STANDARDS FOR REPLACEMENT WATER HEATERS, with a favorable report, as amended.

By Representative Nye for the Committee on Wildlife Resources:

H. B. 523, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS FROM PUBLIC ROADS IN GREENE COUNTY, with a favorable report.

H. B. 634, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION AGAINST USING BAIT TO HUNT BIG GAME IN PENDER COUNTY, with a favorable report.

H. B. 1110, A BILL TO BE ENTITLED AN ACT TO LICENSE THE PROPAGATION OF FURBEARERS AND FOXES IN CAPTIVITY AND THE SALE OF THE PELTS THEREOF FOR USE AS FUR, with a favorable report.

H. B. 1221, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE ORDERLY TRANSITION OF THE FARM POND FISHERY PROGRAM FROM FEDERAL TO STATE ADMINISTRATION, with a favorable report.

S. B. 151, A BILL TO BE ENTITLED AN ACT TO PUT SWAIN COUNTY UNDER THE STATEWIDE FOX HUNTING LAW, with a favorable report.

S. B. 229, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN RANDOLPH COUNTY, with a favorable report.

S. B. 292, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 113-294 WITH RESPECT TO THE PENALTY FOR UNLAWFUL TAKING OF DEER, with a favorable report.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 570, A BILL TO BE ENTITLED AN ACT TO ELIMINATE COUNTY BONDING REQUIREMENTS THAT HAVE BEEN SUPERCEDED BY LAW REQUIRING STATE-FURNISHED BONDS FOR CLERKS, with a favorable report.

H. B. 698, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ADMINISTRATION OF JUSTICE, with a favorable report.

H. B. 841, A BILL TO BE ENTITLED AN ACT TO PREVENT HARASSMENT OF JURORS OR FORMER JURORS, with a favorable report, as amended.

S. B. 455, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEDERAL JUDGES AND MAGISTRATES TO PERFORM THE MARRIAGE CEREMONY, with a favorable report.

By Representative Clark for the Committee on Alcoholic Beverage Control:

H. B. 947, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MILITARY LIQUOR BROKER PERMIT, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Finance.

The substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H. B. 1162, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CONVENTION CENTERS TO HOLD BROWN-BAGGING PERMITS, with a favorable report.

H. B. 1226, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF TAXPAYER FUNDS TO PURCHASE ALCOHOLIC BEVERAGES, with an unfavorable report.

By Representative Nesbitt for the Committee on Insurance:

H. B. 471, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE SYSTEM OF LICENSING AND REGULATING INSURANCE AGENTS, BROKERS, ADJUSTERS, AND MOTOR VEHICLE DAMAGE APPRAISERS, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 542, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 15A, ARTICLE 100 OF THE GENERAL STATUTES TO ADD AS AN AGGRAVATING FACTOR THAT THE MURDER RESULTED IN THE DEATH OF AN UNBORN CHILD, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 3. The original bill is placed on the Unfavorable Calendar.

H. B. 541, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 15A, ARTICLE 81A OF THE GENERAL STATUTES TO ADD AS AN AGGRAVATING FACTOR THAT DEFENDANT'S ACTS CAUSED THE DEATH OF AN UNBORN CHILD, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 3. The original bill is placed on the Unfavorable Calendar.

By Representative Lancaster for the Committee on Judiciary No. 3:

Committee Substitute No. 1 for H. B. 77, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE FELONY CHILD ABUSE LAW BY PROHIBITING THE

INFLICTION OF ANY SERIOUS INJURY AND BY INCREASING THE PUNISHMENT, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2, which changes the title.

Committee Substitute Bill No. 2 is placed on the Calendar for June 3. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H. B. 133, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW FOR LIFE CARE FACILITIES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 3. The original bill is placed on the Unfavorable Calendar.

H. B. 1002, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DUTIES OF EMERGENCY VEHICLES AT RED LIGHTS, with a favorable report.

H. B. 1160, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT JUDICIAL CONTEMPT SHALL NOT APPLY WHEN A JUDICIAL ORDER IS STAYED, with a favorable report.

H. B. 1161, A BILL TO BE ENTITLED AN ACT TO REVISE THE APPEAL BOND STATUTE TO ALLOW FOR THE AUTOMATIC POSTING OF AN APPEAL BOND, with a favorable report.

By Representative C. Woodard for the Committee on Small Business:

H. B. 928, A BILL TO BE ENTITLED AN ACT TO REMOVE THE LIMITATION ON LEGAL SERVICE BENEFITS PAYABLE TO MOTOR CLUB MEMBERS, with a favorable report, as amended.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 796, A BILL TO BE ENTITLED AN ACT CLARIFYING THE PROCEDURE FOR SERVING PICK-UP NOTICES UNDER THE TEN-DAY REVOCATION PROCEDURE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 3. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative McAlister:

H. B. 1347, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EMERGENCY REPAIRS TO CHINQUA-PENN PLANTATION, is referred to the Committee on Appropriations.

By Representatives Fussell, Barnes, Blue, N. J. Crawford, Bruce Ethridge, Fletcher, Foster, Hackney, Hauser, Holroyd, Jeralds, Jones, Kennedy, Locks, Murphy, Sparrow, Stamey, Tyndall, E. Warren, and Wiser:

H. B. 1348, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RADIO READING SERVICE, is referred to the Committee on Aging.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 287, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE WILLFUL NONPAYMENT OF GROUP HEALTH AND LIFE INSURANCE PREMIUMS BY FIDUCIARIES UNLESS WRITTEN NOTICE IS PROVIDED TO THE PERSONS INSURED, is read the first time and is referred to the Committee on Insurance.

Committee Substitute for S. B. 456, A BILL TO BE ENTITLED AN ACT TO REQUIRE CERTAIN PERSONS ARRESTED TO RECEIVE MEDICAL CARE, is read the first time and is referred to the Committee on Judiciary No. 3.

S. B. 473, A BILL TO BE ENTITLED AN ACT TO REMOVE THE LIMITATION ON LEGAL SERVICE BENEFITS PAYABLE TO MOTOR CLUB MEMBERS, is read the first time and is referred to the Committee on Insurance.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 29, 1985

Mr.Speaker:

It is ordered that a message be sent your Honorable Body that your request for the return of H. B. 959, A BILL TO BE ENTITLED AN ACT TO PERMIT TOWNS TO PROTECT NATURAL AND SCENIC FEATURES, is acknowledged and we herewith comply.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Sparrow moves that the vote by which H. B. 959, A BILL TO BE ENTITLED AN ACT TO PERMIT TOWNS TO PROTECT NATURAL AND SCENIC FEATURES, passed its third reading be reconsidered and this motion carries.

On motion of Representative Sparrow, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 4.

CALENDAR

Action is taken on the following:

H. B. 371, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR A RECORD SEARCH OR FOR A COPY OF A VITAL RECORD.

On motion of Representative Murphy, consideration of the bill is postponed until June 4.

H. B. 303, A BILL TO BE ENTITLED AN ACT TO RESTORE TO THE GOVERNOR POWER TO PREPARE AND ADMINISTER THE BUDGETS OF THE STATE TREASURER, STATE AUDITOR, AND ADMINISTRATIVE OFFICER OF THE COURTS.

On motion of Representative Watkins, the House concurs in Senate Amendment No. 1, which changes the title, and Senate Amendment No. 2, and the bill is ordered enrolled.

Committee Substitute for H. B. 558, A BILL TO BE ENTITLED AN ACT TO CHANGE REPORTING REQUIREMENTS OF COMPULSORY SCHOOL ATTENDANCE LAW.

On motion of Representative Barnes, the House concurs in the Senate amendment and the bill is ordered enrolled.

Committee Substitute for H. B. 752, A BILL TO BE ENTITLED AN ACT AUTHORIZING TOUR BOATS TO HOLD ABC PERMITS.

On motion of Representative Payne, the House concurs in the Senate amendment and the bill is ordered enrolled.

Committee Substitute for H. B. 683, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF COOLEEMEE IN DAVIE COUNTY SUBJECT TO AN ELECTION, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 111.

Voting in the negative: None.

Excused absences: Representatives Edwards, Lancaster, and Owens — 3.

H. B. 412, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOLLY SPRINGS TO REMOVE THE PROVISION THAT TOWN ORDINANCES AND RESOLUTIONS ARE NOT EFFECTIVE UNTIL TWENTY DAYS AFTER THEIR ADOPTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1343, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF PAMLICO COUNTY TO SELL PROPERTY AT PRIVATE SALE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 343, A BILL TO BE ENTITLED AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL PLANNING POWERS BY THE TOWN OF ABERDEEN, THE VILLAGE OF PINEHURST AND THE TOWN OF SOUTHERN PINES IN MOORE COUNTY.

The bill fails to pass its second reading by electronic vote (52-53).

Representative Craven moves, seconded by Representative Brown, that the vote by which the bill failed to pass its second reading be reconsidered and that this motion do lie upon the table. This motion carries by electronic vote (56-55).

H. B. 1320, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 131C GOVERNING THE SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted by electronic vote (102-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 108.

Voting in the negative: Representative Watkins.

Excused absences: Representatives Edwards, Lancaster, and Owens — 3.

H. B. 810, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION BY MAKING THE SAME PROVISIONS FOR FILLING VACANCIES IN THE COUNCIL OF STATE AS IS PROVIDED FOR VACANCIES IN THE GENERAL ASSEMBLY, AND BY AMENDING THE GENERAL STATUTES TO IMPLEMENT THAT AMENDMENT BY PROVIDING THAT SUCH VACANCIES SHALL BE FILLED WITH THE PERSON RECOMMENDED BY THE STATE EXECUTIVE COMMITTEE OF THE PARTY THAT NOMINATED THE COUNCIL OF STATE MEMBER.

On motion of Representative Blue, Committee Amendment No. 1 is adopted by electronic vote (102-1).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Diamont, Duncan, Easterling, Enloe, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Hackney, A. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Payne,

Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: Representatives Brawley, Decker, Esposito, M. Hall, Mothershead, Robinson, R. Warren, Windley, and Wood — 9.

Excused absences: Representatives Edwards, Jeralds, Lancaster, and Owens — 4.

H. B. 938, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-295 TO INCREASE SETTLEMENT AUTHORITY OF ATTORNEY GENERAL IN TORT CLAIMS FROM FIVE THOUSAND DOLLARS TO TEN THOUSAND DOLLARS.

On motion of Representative Clark, Committee Amendment No. 1 is adopted by electronic vote (100-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 106.

Voting in the negative: None.

Excused absences: Representatives Edwards, Jeralds, Lancaster, and Owens — 4.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 30, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body notifying you of the election by the Senate, pursuant to H. J. R. 865, of the following persons to the Board of Governors of the University of North Carolina:

AT-LARGE CATEGORY — 8-YEAR TERM
R. F. "Mutt" McCoy

AT-LARGE CATEGORY — 8- YEAR TERM
Samuel Neill

WOMEN'S CATEGORY — 8-YEAR TERM
Martha McNair

MINORITY RACE CATEGORY — 8-YEAR TERM
Maceo Sloan

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

ELECTION OF UNIVERSITY OF NORTH CAROLINA
BOARD OF GOVERNORS
BY THE HOUSE OF REPRESENTATIVES

The Speaker declares that pursuant to H. J. R. 865, the House of Representatives is now ready to proceed with election of members to the Board of Governors.

The Speaker recognizes Representative N. J. Crawford, Chairman, University Board of Governors Nominating Committee. Representative Crawford explains briefly the rules of voting. The members are advised that the nominees are to be elected to the following categories:

Three persons in the At-Large category for eight-year terms.

One person in the Minority category for an eight-year term.

Representative Crawford and his designees distribute ballots upon which recommended nominees for the At-Large category are listed.

The ballots are collected and Representative Crawford and his designees retire from the Chamber to canvass the votes.

Upon completion of the canvass, the Speaker announces that the following persons are elected in the At-Large category:

Roderick D. Adams
Charles Zorah Flack
Ruth Dial Woods

Representative Crawford and his designees distribute ballots upon which recommended nominees for the Minority category are listed.

The ballots for the Minority category are collected and Representative Crawford and his designees retire from the Chamber to canvass the vote.

Upon completion of the canvass, the Speaker announces that there is a runoff between John Garwood and Charles A. Hayes.

Representative Crawford and his designees distribute ballots upon which the runoff nominees for the Minority category are listed.

The ballots for the Minority category are collected and Representative Crawford and his designees retire from the Chamber to canvass the vote.

Upon completion of the canvass, the Speaker announces that John Garwood is elected in the Minority category.

Pursuant to H. J. R. 865, Representative Crawford moves for the simultaneous election of the four persons elected for the indicated positions and for the indicated terms. An electronic vote is taken with 102 members voting in the affirmative and no members voting in the negative.

The Speaker orders a Special Message sent to the Senate informing them of the results of the election by the House of Representatives.

CALENDAR (continued)

Committee Substitute for S. B. 46, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION AND THE GENERAL STATUTES TO CHANGE THE METHOD OF SELECTING THE MEMBERS OF THE STATE BOARD OF EDUCATION AND TO MAKE THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION APPOINTIVE.

Representative Mavretic offers Amendment No. 1.

On motion of Representative Michaux, the bill and pending amendment are withdrawn from the Calendar and re-referred to the Committee on Constitutional Amendments by electronic vote (67-35).

Committee Substitute No. 2 for H. B. 533, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS.

Representative Hunter offers Amendment No. 1 which is adopted.

On motion of Representative Hunter, the bill is engrossed and re-referred to the Committee on Appropriations.

Committee Substitute for H. B. 348, A BILL TO BE ENTITLED AN ACT REGARDING THE IDENTIFICATION AND LABELLING OF TOXIC AND HAZARDOUS SUBSTANCES.

On motion of Representative Payne, Committee Amendments Nos. 1, 2, and 3 are adopted.

Representative Payne offers Amendment No. 4 which is adopted.

Representative Payne offers Amendment No. 5 which is adopted.

Representative Privette offers Amendment No. 6.

On motion of Representative Mavretic, seconded by Representative Pulley, Amendment No. 6 is tabled by electronic vote (63-38).

Representative Payne calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (91-14), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 762, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FRANCHISE AGREEMENTS BETWEEN DEALERS ENGAGED IN THE BUSINESS OF RETAILING FARM, UTILITY, AND INDUSTRIAL IMPLEMENTS, EQUIPMENT, ATTACHMENTS, OR REPAIR PARTS, AND WHOLESALERS, MANUFACTURERS, OR DISTRIBUTORS OF THE PRODUCTS; TO REQUIRE REPURCHASE OF INVENTORY FROM DEALERS UPON

TERMINATION OF A CONTRACT; TO PROVIDE PROCEDURES; TO ESTABLISH LIMITATIONS, RIGHTS, AND CIVIL LIABILITY RELATIVE TO REPURCHASE; TO EXTEND THE RIGHT TO REQUIRE REPURCHASE OPTION TO THE HEIRS OF DEALERS; AND TO PROVIDE WARRANTY OBLIGATIONS.

Representative Sizemore requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Redwine offers Amendment No. 1 which is adopted.

Representative Noles offers Amendment No. 2.

On motion of Representative Murphy, seconded by Representative James, Amendment No. 2 is tabled by electronic vote (70-33).

The bill, as amended, passes its second reading by electronic vote (100-8).

Representative Noles objects to the third reading. The bill remains on the Calendar.

Representative James moves that the rules be suspended in order for the bill to be read a third time. This motion carries by electronic vote (72-33). The Chair rules that this is a two-thirds majority vote.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1151, A BILL TO BE ENTITLED AN ACT TO ALLOW MILK PRODUCERS TO OBTAIN LIENS FOR UNPAID MILK.

Representative Lutz offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading, by electronic vote (91-0), and is ordered engrossed and sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

H. B. 772, A BILL TO BE ENTITLED AN ACT TO AMEND THE MUNICIPAL AND COUNTY ZONING ENABLING ACTS SO AS TO MAKE CLEAR THE AUTHORITY OF LOCAL GOVERNMENTS TO ESTABLISH OVERLAY DISTRICTS AND SPECIAL USE OR CONDITIONAL USE DISTRICTS.

On motion of Representative Sparrow, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (93-0).

Representative Barnes objects to the third reading. The bill remains on the Calendar.

H. B. 1222, A BILL TO BE ENTITLED AN ACT TO TRANSFER TITLE TO CERTAIN LAND FROM THE STATE OF NORTH CAROLINA TO THE TOWN OF ANDREWS.

On motion of Representative Enloe, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 863, A BILL TO BE ENTITLED AN ACT TO PERMIT ONE SPOUSE TO ACCEPT SERVICE OF PROCESS FOR THE OTHER.

On motion of Representative A. Hall, Committee Amendment No. 1 is adopted.

Representative Blue offers Amendment No. 2 which is adopted.

The Speaker presiding.

Representative Wright calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (80-28).

Representative Pulley objects to the third reading. The bill remains on the Calendar.

On motion of Representative Wright, consideration of the bill on its third reading is postponed until June 5.

H. B. 1240, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TIME FOR POSTING NOTICE OF SALE AND TO VALIDATE CERTAIN FORECLOSURE SALES THAT DID NOT COMPLY WITH POSTING REQUIREMENTS, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1194, A BILL TO BE ENTITLED AN ACT TO MAKE LARCENY OF A PRESCRIPTION BLANK A FELONY.

On motion of Representative C. Woodard, Committee Amendment No. 1 is adopted.

Representative Hackney offers Amendment No. 2 which is adopted.

Representative C. Woodard calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (56-43).

Representative Barnes objects to the third reading. The bill remains on the Calendar.

H. B. 1304, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 90 BY ADDING A NEW G. S. 90-108(15) ENTITLED UNAUTHORIZED POSSESSION OF A BLANK PRESCRIPTION FORM.

Representative Michaux offers Amendment No. 1 which is adopted.

On motion of Representative Pulley, seconded by Representative Blue, the bill is tabled by electronic vote (62-34).

H. B. 982, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE ABILITY OF CONTRACTORS TO SPONSOR DINNERS OR OTHER SOCIAL EVENTS AT MEETINGS OF PROFESSIONAL ORGANIZATIONS, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 992, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE UNFAIR DEBT COLLECTION PRACTICES ACT, passes its second reading by electronic vote (100-0).

Representative Nesbitt objects to the third reading. The bill remains on the Calendar.

Representative Nesbitt withdraws his objection to the third reading.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1329, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FRIENDS OF ELIZABETH II, INC., TO OPERATE VENDING MACHINES ON THE SITE GROUNDS OF THE ELIZABETH II.

The Chair withdraws the bill from the Calendar and re-refers it to the Committee on Appropriations.

H. B. 901, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 28A-15-1(c) TO PROVIDE THAT GENERAL LANGUAGE IN A WILL GRANTING A PERSONAL REPRESENTATIVE A POWER OF SALE IS SUFFICIENT TO ELIMINATE THE NECESSITY OF A SPECIAL PROCEEDING UNDER ARTICLE 17 OF CHAPTER 28A AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Clark, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (100-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 884, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR REPRESENTATION OF LOCAL GOVERNMENTS ON THE NORTH CAROLINA HOUSING COMMISSION, passes its second reading, by electronic vote (101-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 985, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESIDENTIAL RENTAL AGREEMENTS ACT.

Representative Ballance calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (66-30).

Representative Ballance objects to the third reading. The bill remains on the Calendar.

On motion of Representative Hightower, consideration of the bill on its third reading is postponed until June 3.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 30, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that your request for the return of H. J. R. 1038, A JOINT RESOLUTION ENDORSING THE PROPOSAL OF

THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS, is acknowledged and we herewith comply.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Lilley moves that the vote by which H. J. R. 1038, A JOINT RESOLUTION ENDORSING THE PROPOSAL OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS, passed its third reading be reconsidered and this motion carries.

On motion of Representative Lilley, the bill is withdrawn from the Calendar and is re-referred to the Committee on Rules and Operation of the House.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 304, AN ACT TO REWRITE THE PROCEDURES UNDER WHICH SHELLFISH LEASE APPLICATIONS ARE DETERMINED.

H. B. 111, ANACT TO ESTABLISH THE TITLE TO CERTAIN LANDS RAISED FROM NAVIGABLE WATERS.

H. B. 112, AN ACT TO DECLARE THE EXISTING POLICY OF THE STATE THAT TITLE TO LAND SUBJECT TO PUBLIC TRUST RIGHTS MAY NOT BE ACQUIRED BY ADVERSE POSSESSION.

H. B. 113, AN ACT TO VALIDATE CONVEYANCES OF CERTAIN MARSHLANDS BY THE STATE.

H. B. 115, AN ACT TO PERMIT RESOLUTION OF CLAIMS TO SHELLFISH BEDS BY ISSUING A SHELLFISH LEASE.

H. B. 464, AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE PILOT MOUNTAIN CIVIC AND RECREATION CENTER AUTHORITY.

H. B. 466, AN ACT TO AUTHORIZE FLEXIBLE PROCEDURES FOR THE DISPOSITION OF REDEVELOPMENT PROPERTY BY THE CITY OF GOLDSBORO.

H. B. 484, AN ACT TO PERMIT THE CITY OF MOUNT AIRY TO DISPOSE OF CERTAIN REAL PROPERTY BY PRIVATE NEGOTIATION AND SALE.

H. B. 504, AN ACT TO AUTHORIZE THE COUNTY OF WILKES AND THE CITIES OF WILKESBORO AND NORTH WILKESBORO TO APPROPRIATE MONEY TO THE WILKES YMCA.

H. B. 553, AN ACT TO AMEND MANDATORY REFERRAL LEGISLATION APPLICABLE TO SPECIAL USE PERMITS IN MECKLENBURG COUNTY.

H. B. 564, ANACT TO PERMIT THE TOWN OF HOPE MILLS TO LEASE WATER RIGHTS FOR HYDROELECTRIC POWER GENERATION FOR MORE THAN TEN YEARS.

H. B. 586, AN ACT TO ALLOW THE TRANSFER OF PERSONAL PROPERTY OF THE TOWN OF BLACK CREEK.

H. B. 594, AN ACT TO CHANGE THE MANNER OF ELECTION OF THE ONSLOW COUNTY BOARD OF EDUCATION.

H. B. 616, AN ACT TO AUTHORIZE CURRITUCK COUNTY TO PLACE OR REQUIRE DEVELOPERS TO PLACE STOP SIGNS AS NEEDED ON STREETS NOT ACCEPTED INTO THE STATE STREET SYSTEM.

H. B. 626, AN ACT CONCERNING DISTRIBUTION OF PROFITS FROM THE WALNUT COVE ABC SYSTEM.

H. B. 642, AN ACT TO AUTHORIZE THE TOWN OF PILOT MOUNTAIN TO UNDERTAKE RECREATION PROGRAMS BY CONTRACT.

H. B. 668, AN ACT TO PERMIT THE CLINTON BOARD OF ALCOHOLIC CONTROL TO CONTRACT WITH THE CITY OF CLINTON FOR ALCOHOL BEVERAGE CONTROL LAW ENFORCEMENT SERVICES AND TO EXTEND THE ENFORCEMENT AREA TO SIX MILES AROUND THE CITY OF CLINTON.

H. B. 794, AN ACT TO PERMIT THE TOWN OF BEAUFORT TO REGULATE THE POSSESSION OF BEER AND UNFORTIFIED WINE BY ORDINANCE.

On motion of Representative Lilley, seconded by Representative Lutz, the House adjourns to reconvene May 31 at 11:00 a. m.

EIGHTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, May 31, 1985

The House meets pursuant to adjournment and is called to order by the Speaker Pro Tempore, Representative Hunt.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Ballance, Brawley, Buchanan, A. Hall, Lancaster, Mavretic, Owens, Spoon, Tyson, and Wright for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 868, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF G. WILLIE LEE, with a favorable report.

H. J. R. 1038, A JOINT RESOLUTION ENDORSING THE PROPOSAL OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS, with a favorable report, as amended.

On motion of Representative Lilley, the rules are suspended and the resolution is placed on today's Calendar.

By Representative McDowell for the Committee on Natural and Economic Resources:

H. B. 555, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN LAND IN WILLIAM B. UMSTEAD PARK FROM THE STATE NATURE AND HISTORIC PRESERVE, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative McDowell, the rules are suspended and the substitute bill is placed on the Calendar for June 6. The original bill is placed on the Unfavorable Calendar.

H. B. 958, A BILL TO BE ENTITLED AN ACT TO ENABLE CITIES, TOWNS AND COUNTIES TO PROVIDE FOR NEIGHBORHOOD AND COMMUNITY PRESERVATION, with an indefinite postponement report.

H. B. 1061, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE NATURE AND HISTORIC PRESERVE DEDICATION ACT BY REPEALING THE AUTHORITY TO GRANT UTILITY EASEMENTS IN JOCKEYS RIDGE STATE PARK, with a favorable report.

On motion of Representative McDowell, the rules are suspended and the bill is placed on the Calendar for June 6.

By Representative B. Woodard for the Committee on Human Resources:

S. B. 320, A BILL TO BE ENTITLED AN ACT TO ALLOW THE SECRETARY OF HUMAN RESOURCES TO ADOPT RULES ON DAMAGE OR THEFT OF PERSONAL PROPERTY BELONGING TO EMPLOYEES, VOLUNTEERS, AND CLIENTS IN INSTITUTIONS OF THE DEPARTMENT OF HUMAN RESOURCES, with an unfavorable report as to bill, favorable as to House committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 4. The original bill is placed on the Unfavorable Calendar.

By Representative Payne for the Committee on Manufacturers and Labor:

H. B. 1238, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN CLAIMANTS FROM DISCHARGE OR DEMOTION BY EMPLOYERS FOR INSTITUTING A WORKERS' COMPENSATION CLAIM, with a favorable report.

H. B. 1333, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA EMPLOYMENT AND TRAINING ACT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 4. The original bill is placed on the Unfavorable Calendar.

By Representative Locks for the Committee on Aging:

H. B. 809, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENTS FOR RAPES, SEXUAL OFFENSES, ASSAULTS, AND ROBBERIES COMMITTED AGAINST THE ELDERLY AND TO INCREASE THE PUNISHMENTS FOR CERTAIN ASSAULTS ON THE HANDICAPPED, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary No. 3.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 60, A BILL TO BE ENTITLED AN ACT RELATING TO INSTALLMENT LOANS, LOANS SECURED BY SECONDARY MORTGAGES, AND LOANS BY LICENSEES UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT, with an indefinite postponement report.

H. B. 766, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CHECKS ON ALL NEW CHECKING ACCOUNTS INDICATE THE MONTH AND YEAR IN WHICH THE ACCOUNT WAS OPENED, with an unfavorable report.

H. B. 1060, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUTURE OBLIGATIONS SECURED BY A SECURITY INSTRUMENT MUST BE EVIDENCED BY A WRITTEN INSTRUMENT OR NOTATION ONLY WHEN THE OBLIGOR AND OBLIGEE HAVE AGREED IN WRITING THAT SUCH OBLIGATIONS SHALL BE EVIDENCED BY A WRITTEN INSTRUMENT OR NOTATION, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Beall:

H. B. 1349, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A WATER SUPPLY SYSTEM FOR THE TOWN OF HAZELWOOD, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 266, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND TO AMEND THE CON STATUTE, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 574, A BILL TO BE ENTITLED AN ACT TO PERMIT VISITATION RIGHTS OF A BIOLOGICAL GRANDPARENT FOLLOWING ADOPTION OF THE GRANDCHILD BY A RELATIVE OR STEPPARENT, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 590, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SLOT MACHINE AS IT RELATES TO ARCADE AMUSEMENT MACHINES, VIDEO GAMES, AND OTHER DEVICES, is read the first time and is referred to the Committee on Finance.

S. B. 621, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TIME REQUIREMENT LIMITATIONS FOR A PRIVATE PROTECTIVE LICENSE DO NOT APPLY TO THE TIME SPENT TEACHING POLICE SCIENCE SUBJECTS

AT A POST-SECONDARY EDUCATIONAL INSTITUTION, is read the first time and is referred to the Committee on State Government.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 661, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF SUGAR MOUNTAIN SUBJECT TO A REFERENDUM, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barker, Barnes, Barnhill, Beall, Beard, Blue, Boyd, Brannan, Brinkley, Brown, Bumgardner, Chalk, Chapin, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 97.

Voting in the negative: Representatives Barbee, Bowman, Church, Fussell, and McLaughlin — 5.

Excused absences: Representatives Ballance, Brawley, Buchanan, A. Hall, Lancaster, Mavretic, Owens, Spoon, Tyson, and Wright — 10.

H. B. 523, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS FROM PUBLIC ROADS IN GREENE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 634, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION AGAINST USING BAIT TO HUNT BIG GAME IN PENDER COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 151, A BILL TO BE ENTITLED AN ACT TO PUT SWAIN COUNTY UNDER THE STATEWIDE FOX HUNTING LAW, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 229, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN RANDOLPH COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. J. R. 1038, A JOINT RESOLUTION ENDORSING THE PROPOSAL OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS.

On motion of Representative Tyndall, Committee Amendment No. 1 is adopted. This amendment changes the House Joint Resolution to a House Resolution.

The House Resolution is adopted.

H. B. 1320, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 131C GOVERNING THE SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Noles, Nye, Payne, Pool, Privette, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 89.

Voting in the negative: None.

Excused absences: Representatives Ballance, Brawley, Buchanan, A. Hall, Lancaster, Mavretic, Owens, Spoon, Tyson, and Wright — 10.

H. B. 810, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION BY MAKING THE SAME PROVISIONS FOR FILLING VACANCIES IN THE COUNCIL OF STATE AS IS PROVIDED FOR VACANCIES IN THE GENERAL ASSEMBLY, AND BY AMENDING THE GENERAL STATUTES TO IMPLEMENT THAT AMENDMENT BY PROVIDING THAT SUCH VACANCIES SHALL BE FILLED WITH THE PERSON RECOMMENDED BY THE STATE EXECUTIVE COMMITTEE OF THE PARTY THAT NOMINATED THE COUNCIL OF STATE MEMBER.

On motion of Representative Blue, consideration of the bill is postponed until June 3.

H. B. 938, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-295 TO INCREASE SETTLEMENT AUTHORITY OF ATTORNEY GENERAL IN TORT CLAIMS FROM FIVE THOUSAND DOLLARS TO TEN THOUSAND DOLLARS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are : Representatives Anderson, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Evans, Fitch, Fletcher, Foster, Gist, Greenwood, Hackney, M. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 89.

Voting in the negative: None.

Excused absences: Representatives Ballance, Brawley, Buchanan, A. Hall, Lancaster, Mavretic, Owens, Spoon, Tyson, and Wright — 10.

H. B. 684, A BILL TO BE ENTITLED AN ACT TO ADD A NEW ARTICLE 17 TO CHAPTER 20 OF THE GENERAL STATUTES AND MAKE OTHER NECESSARY CHANGES IN CHAPTER 20 AND CHAPTER 62.

On motion of Representative Anderson, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hunter, James, Jeralds, Justus, Keesee-Forrester, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wicker, Wiser, and Wood — 90.

Voting in the negative: None.

Excused absences: Representatives Ballance, Brawley, Buchanan, A. Hall, Lancaster, Mavretic, Owens, Spoon, Tyson, and Wright — 10.

H. B. 866, A BILL TO BE ENTITLED AN ACT TO ALLOW MUNICIPALITIES TO CREATE SEWER SERVICE DISTRICTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard — 101.

Voting in the negative: None.

Excused absences: Representatives Ballance, Brawley, Buchanan, A. Hall, Lancaster, Mavretic, Owens, Spoon, Tyson, and Wright — 10.

H. B. 1110, A BILL TO BE ENTITLED AN ACT TO LICENSE THE PROPAGATION OF FUR BEARERS AND FOXES IN CAPTIVITY AND THE SALE OF THE PELTS THEREOF FOR USE AS FUR.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 89.

Voting in the negative: Representatives Decker and Hege — 2.

Excused absences: Representatives Ballance, Brawley, Buchanan, A. Hall, Lancaster, Mavretic, Owens, Spoon, Tyson, and Wright — 10.

H. B. 1002, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DUTIES OF EMERGENCY VEHICLES AT RED LIGHTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Bumgardner, Chapin, Church, Cochrane, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Nesbitt, Noles, Nye, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Stamey, Tyndall, E. Warren, R. Warren, Wicker, Wiser, Wood, B. Woodard, C. Woodard — 84.

Voting in the negative: Representatives Cole, Craven, Hege, Tallent, Walker, and Windley — 6.

Excused absences: Representatives Ballance, Brawley, Buchanan, A. Hall, Lancaster, Mavretic, Owens, Spoon, Tyson, and Wright — 10.

H. B. 772, A BILL TO BE ENTITLED AN ACT TO AMEND THE MUNICIPAL AND COUNTY ZONING ENABLING ACTS SO AS TO MAKE CLEAR THE AUTHORITY OF LOCAL GOVERNMENTS TO ESTABLISH OVERLAY DISTRICTS AND SPECIAL USE OR CONDITIONAL USE DISTRICTS.

The bill, as amended, passes its third reading, by electronic vote (87-0), and is ordered engrossed and sent to the Senate.

H. B. 1194, A BILL TO BE ENTITLED AN ACT TO MAKE LARCENY OF A PRESCRIPTION BLANK A FELONY.

On motion of Representative C. Woodard, consideration of the bill is postponed until June 4.

The Speaker presiding.

Committee Substitute for H. B. 1201, A BILL TO BE ENTITLED AN ACT CONCERNING UNIFORM BOND PROCEDURES.

Representatives Allran, Cromer, Miller and Sizemore request that they be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Hunter offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, and C. Woodard — 98.

Voting in the negative: Representatives Craven, Fussell, and B. Woodard — 3.

Excused absences: Representatives Ballance, Brawley, Buchanan, A. Hall, Lancaster, Mavretic, Owens, Spoon, Tyson, and Wright — 10.

Excused votes: Representatives Allran, Cromer, Miller, And Sizemore — 4.

H. B. 1203, A BILL TO BE ENTITLED AN ACT TO PROVIDE PROTECTIVE SERVICES FOR DISABLED JUVENILES, INCLUDING INFANTS, WITH LIFE-THREATENING CONDITIONS, passes its second reading by electronic vote (93-6).

Representative Barnes objects to the third reading. The bill remains on the Calendar.

Representative E. Warren moves that the vote by which S. B. 343, A BILL TO BE ENTITLED AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL PLANNING POWERS BY THE TOWN OF ABERDEEN, THE VILLAGE OF PINEHURST AND THE TOWN OF SOUTHERN PINES IN MOORE COUNTY, was placed on the Unfavorable Calendar be reconsidered. This motion carries by electronic vote (72-33). The Chair rules that this is a two-thirds majority vote.

Representative E. Warren moves that the vote by which the bill failed to pass its second reading be reconsidered. This motion carries by electronic vote (70-33).

Now the question before the House is the passage of the bill on its second reading.

The bill passes its second reading, by electronic vote (68-34), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (68-34), and is ordered enrolled.

H. B. 310, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COLLECTION OF CERTAIN UNPAID WITHHOLDING TAXES AND EMPLOYMENT SECURITY CONTRIBUTIONS.

On motion of Representative Tyndall, Committee Amendment No. 1 is adopted.

Representative Tyndall calls the previous question on the passage of the bill.

Representative Pulley moves that the call for the previous question be postponed indefinitely.

Representative Tyndall moves, seconded by Representative Locks, that the motion by Representative Pulley that the call for the previous question be postponed indefinitely, do lie upon the table. This motion fails by electronic vote (34-56).

Now the question before the House is the motion by Representative Pulley that the call for the previous question be postponed indefinitely. This motion carries by electronic vote (59-39).

On motion of Representative Nesbitt, the bill is engrossed and re-referred to the Committee on Judiciary No. 1 by electronic vote (86-5).

H. B. 664, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 965 OF THE 1977 SESSION LAWS BY EXTENDING THE EFFECTIVE DATE, passes its second reading, by electronic vote (88-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1087, A BILL TO BE ENTITLED AN ACT TO PERMIT AFFILIATED CORPORATIONS TO FILE A COMBINED INCOME TAX RETURN.

On motion of Representative Mothershead, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1145, A BILL TO BE ENTITLED AN ACT TO EXEMPT BENEFITS PAID BY THE NORTH CAROLINA HIGHWAY PATROL VOLUNTARY PLEDGE FUND FROM INCOME TAX AND INHERITANCE TAX, passes its second reading, by electronic vote (87-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

H. B. 1213, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA INCOME TAX TREATMENT OF ALIMONY PAYMENTS AND PROPERTY TRANSFERS MADE INCIDENT TO DIVORCE TO THE TAX TREATMENT AFFORDED BY FEDERAL LAW.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (80-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1075, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO REGISTER LOGGING VEHICLES AS A SEPARATE CATEGORY OF TRUCKS.

Representative Anderson requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (77-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1139, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL MEMBERS OF THE BOARD OF TRANSPORTATION RESIDING IN A HIGHWAY ENGINEERING DIVISION DISTRICT SHALL BE CONSULTED BEFORE A DECISION IS MADE THAT AFFECTS THAT REGION, passes its second reading, by electronic vote (73-9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1163, A BILL TO BE ENTITLED AN ACT TO EMPOWER THE NORTH CAROLINA BUILDING CODE COUNCIL TO ADOPT EFFICIENCY STANDARDS FOR REPLACEMENT WATER HEATERS.

On motion of Representative Miller, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (77-0).

Representative Miller objects to the third reading. The bill remains on the Calendar.

H. B. 1221, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE ORDERLY TRANSITION OF THE FARM POND FISHERY PROGRAM FROM FEDERAL TO STATE ADMINISTRATION, passes its second reading, by electronic vote (75-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 570, A BILL TO BE ENTITLED AN ACT TO ELIMINATE COUNTY BONDING REQUIREMENTS THAT HAVE BEEN SUPERCEDED BY LAW REQUIRING STATE-FURNISHED BONDS FOR CLERKS, passes its second reading, by electronic vote (76-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 698, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ADMINISTRATION OF JUSTICE.

Representative Wicker calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (83-9).

Representative Diamont objects to the third reading. The bill remains on the Calendar.

H. B. 841, A BILL TO BE ENTITLED AN ACT TO PREVENT HARASSMENT OF JURORS OR FORMER JURORS.

On motion of Representative Wicker, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1162, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CONVENTION CENTERS TO HOLD BROWN-BAGGING PERMITS.

Representative Fitch calls the previous question on the passage of the bill and the call is sustained by electronic vote (60-23).

The bill fails to pass its second reading by electronic vote (39-46).

H. B. 471, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE SYSTEM OF LICENSING AND REGULATING INSURANCE AGENTS, BROKERS, ADJUSTERS, AND MOTOR VEHICLE DAMAGE APPRAISERS.

Representative Michaux requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Beall offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (82-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1160, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT JUDICIAL CONTEMPT SHALL NOT APPLY WHEN A JUDICIAL ORDER IS STAYED.

Representative Hackney offers Amendment No. 1 which is adopted.

On motion of Representative Blue, consideration of the bill is postponed until June 4.

H. B. 1161, A BILL TO BE ENTITLED AN ACT TO REVISE THE APPEAL BOND STATUTE TO ALLOW FOR THE AUTOMATIC POSTING OF AN APPEAL BOND, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Lilley moves that the vote by which H. R. 1038, A HOUSE RESOLUTION ENDORSING THE PROPOSAL OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS, was adopted be reconsidered and this motion carries.

Representative Lilley offers Amendment No. 2 which is adopted.

On motion of Representative Lilley the resolution, as amended, is adopted.

The Speaker presiding.

H. B. 928, A BILL TO BE ENTITLED AN ACT TO REMOVE THE LIMITATION ON LEGAL SERVICE BENEFITS PAYABLE TO MOTOR CLUB MEMBERS.

On motion of Representative L. Etheridge, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (80-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S. B. 333, A BILL TO BE ENTITLED AN ACT RELATING TO THE AUTHORITY OF THE GOVERNOR'S ADVOCACY COUNCIL FOR PERSONS WITH DISABILITIES IN ORDER TO COMPLY WITH CHANGES IN FEDERAL LAW, passes its second reading, by electronic vote (77-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 234, A BILL TO BE ENTITLED AN ACT TO PROVIDE A MEANS TO DETERMINE THE JURISDICTION OF THE COMMISSIONER OF INSURANCE OVER PROVIDERS OF HEALTH CARE BENEFITS, passes its second reading, by electronic vote (78-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 235, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARTICIPATION BY INSURERS IN THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS INSURANCE REGULATORY INFORMATION SYSTEM, passes its second reading, by electronic vote (81-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 289, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INTEGRITY OF DOMESTIC INSURANCE COMPANY ASSETS FOR THE PROTECTION OF POLICYHOLDERS.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (77-0).

Representative Redwine objects to the third reading. The bill remains on the Calendar.

S. B. 251, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FAIR HOUSING ACT.

On motion of Representative Edwards, consideration of the bill is postponed until June 5.

S. J. R. 143, A JOINT RESOLUTION APPROVING THE STATE PLAN FOR VOCATIONAL EDUCATION, passes its second reading, by electronic vote (70-1).

Representative Bob Etheridge objects to the third reading. The resolution remains on the Calendar.

Representative Bob Etheridge withdraws his objection to the third reading.

The resolution passes its third reading and is ordered enrolled.

S.B. 265, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE REGISTRAR TO RETAIN OVERPAYMENTS OF TWO DOLLARS OR LESS UNLESS THE PAYOR REQUESTS A REFUND.

On motion of Representative J. W. Crawford, consideration of the bill is postponed until June 3.

S. B. 292, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 113-294 WITH

RESPECT TO THE PENALTY FOR UNLAWFUL TAKING OF DEER, passes its second reading, by electronic vote (74-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 455, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEDERAL JUDGES AND MAGISTRATES TO PERFORM THE MARRIAGE CEREMONY.

On motion of Representative Wicker, consideration of the bill is postponed until June 3.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 303, AN ACT TO RESTORE TO THE GOVERNOR POWER TO PREPARE AND ADMINISTER THE BUDGETS OF THE STATE TREASURER, STATE AUDITOR, AND ADMINISTRATIVE OFFICER OF THE COURTS, AND CONCERNING APPOINTMENTS TO BOARDS AND COMMISSIONS.

H. B. 480, AN ACT TO AMEND THE CHARTER OF THE CITY OF WILSON TO INCLUDE WITHIN THE BOUNDARIES OF THE CITY OF WILSON AN AREA KNOWN AS NEWTON PARK.

H. B. 502, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MONTREAT.

H. B. 547, AN ACT TO ALLOW MECKLENBURG COUNTY TO APPROPRIATE NON-AD VALOREM TAX FUNDS TO PROMOTE AND FURTHER THE CAROLINAS CARROUSEL.

H. B. 558, AN ACT TO CHANGE REPORTING REQUIREMENTS OF COMPULSORY SCHOOL ATTENDANCE LAW.

H. B. 617, AN ACT TO ANNEX AN AREA TO THE TOWN OF HERTFORD.

H. B. 618, AN ACT TO INCLUDE THE CORPORATE LIMITS OF THE TOWN OF INDIAN BEACH WITHIN THE SALTER PATH RURAL FIRE PROTECTION DISTRICT, AND TO ALLOW THAT TOWN TO REMOVE ITSELF FROM THE DISTRICT AT A FUTURE TIME.

H. B. 673, AN ACT TO ALLOW THE CITY OF WILSON TO CHARGE AN ACREAGE CHARGE FOR WATER AND SEWER AND HAVE THAT CHARGE RELATE TO DIMINISHING CAPACITY OF WATER AND SEWER FACILITIES.

H. B. 752, AN ACT AUTHORIZING TOUR BOATS TO HOLD ABC PERMITS.

H. J. R. 428, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF PHILIP O. BERRY, A FORMER MEMBER OF THE GENERAL ASSEMBLY.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
May 31, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendment to S. B. 471, A BILL TO BE ENTITLED

AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS, and requests conferees. The President appoints Senators Kaplan, Walker, and Martin of Guilford on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker appoints Representative Blue, Chairman; Representatives Beall and Barnes as House conferees and the Senate is no notified by Special Message.

On motion of Representative Lilley, seconded by Representative Foster, the House adjourns to reconvene Monday, June 3 at 6:00 p.m.

EIGHTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, June 3, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Father Jeffrey Ingham, Chancellor, Catholic Diocese of Raleigh, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of May 31 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Fletcher, James, and Stamey for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 397, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX DEDUCTION FOR MARKETING ASSESSMENTS ON TOBACCO GROWN IN NORTH CAROLINA, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Easterling:

H. B. 1350, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DISCOVERY PLACE, is referred to the Committee on Appropriations.

By Representatives Church, Beall, Holt, and Lilley:

H. B. 1351, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE INDIVIDUAL INCOME TAX LAW ON DEPRECIATION ALLOWANCES TO

FEDERAL LAW BY PERMITTING TAXPAYERS TO EXPENSE CERTAIN DEPRECIABLE BUSINESS ASSETS, is referred to the Committee on Finance.

By Representative Church:

H. J. R. 1352, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS OF THE STATE BOARD OF COMMUNITY COLLEGES, is referred to the Committee on Rules and Operation of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for H. B. 173, A BILL TO BE ENTITLED AN ACT TO REDISTRICT THE BOARD OF COMMISSIONERS OF MITCHELL COUNTY, is returned for concurrence in Senate committee substitute and is referred to the Committee on Local Government No. 1.

H. B. 635, A BILL TO BE ENTITLED AN ACT TO PERMIT BURKE COUNTY TO USE REVENUE RECEIVED FROM ONE-HALF PERCENT LOCAL SALES AND USE TAXES FOR ANY PUBLIC PURPOSE, is returned for concurrence in Senate amendment and is placed on the Calendar for June 4.

Committee Substitute for S. B. 213, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH RELATING TO DRIVEWAYS, SITE PLAN AND SUBDIVISION APPROVAL, ROAD OR DRAINAGE PROJECT FEES, AND OPEN SPACE PROJECT FEES, is read the first time and is referred to the Committee on Local Government No. 2.

S. B. 357, A BILL TO BE ENTITLED AN ACT TO RAISE THE RENEWAL FEE FOR PROFESSIONAL ENGINEERS AND REGISTERED LAND SURVEYORS, is read the first time and is referred to the Committee on Finance.

S. B. 386, A BILL TO BE ENTITLED AN ACT TO DELETE THE ADDITIONAL FEE OF TEN DOLLARS FOR SPECIAL LICENSE PLATES ISSUED TO MEMBERS OF FIRE DEPARTMENTS AND RESCUE SQUADS, is read the first time and is referred to the Committee on Finance.

S. B. 596, A BILL TO BE ENTITLED AN ACT TO CLARIFY CONDITIONS OF PROBATION, is read the first time and is referred to the Committee on Judiciary No. 1.

S. B. 659, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DEADLINES FOR MAKING APPLICATION FOR ABSENTEE BALLOTS TO PROVIDE FOR APPLICATIONS BY MAIL TWO DAYS EARLIER, BUT EXTENDING BY ONE DAY THE DEADLINE FOR ONE-STOP ABSENTEE VOTING, is read the first time and is referred to the Committee on Election Laws.

S. B. 37, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR THE EQUIPMENT INSPECTION OF MOTOR VEHICLES, is read the first time and is referred to the Committee on Finance.

S. B. 428, A BILL TO BE ENTITLED AN ACT TO ALLOW A SUPPLIER OF SPECIAL FUEL WHO CONSIGNS FUEL TO A RESELLER TO PAY THE EXCISE TAX ON THE FUEL WHEN IT IS SOLD BY THE RESELLER INSTEAD OF WHEN IT IS DELIVERED TO THE RESELLER, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 442, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TREBLE DAMAGES AS A CIVIL REMEDY FOR THE WRITING OF WORTHLESS CHECKS, is read the first time and is referred to the Committee on Banks and Thrift Institutions.

S. B. 658, A BILL TO BE ENTITLED AN ACT TO PROVIDE A UNIFORM FILING PERIOD FOR CANDIDACIES IN MUNICIPAL ELECTIONS AND MAKING CONFORMING CHANGES IN DATES FOR SETTING FILING FEES AND APPOINTING MUNICIPAL BOARDS OF ELECTIONS, is read the first time and is referred to the Committee on Election Laws.

Committee Substitute for S. B. 469, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ZONING PROCEDURES INCLUDE A NOTICE REQUIREMENT, is read the first time and is referred to the Committee on Judiciary No. 4.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 661, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF SUGAR MOUNTAIN SUBJECT TO A REFERENDUM, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brinkley, Brown, Bumgardner, Chapin , Cochrane, Cole, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hunter, Hurst, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Robinson, Sparrow, Tallent, Tyndall, Walker, E. Warren, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 83.

Voting in the negative: Representatives Church and McLaughlin — 2.

Excused absences: Representatives Fletcher, A. Hall, James, and Stamey — 4.

Committee Substitute for H. B. 1201, A BILL TO BE ENTITLED AN ACT CONCERNING UNIFORM BOND PROCEDURES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Hackney, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Rhyne, Robinson, Sparrow, Tallent, Tyndall, Walker, E. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 86.

Voting in the negative: Representative Rhodes.

Excused absences: Representatives Fletcher, A. Hall, James, and Stamey — 4.

Excused votes: Representatives Allran, Cromer, Miller, and Sizemore — 4.

H. B. 684, A BILL TO BE ENTITLED AN ACT TO ADD A NEW ARTICLE 17 TO CHAPTER 20 OF THE GENERAL STATUTES AND MAKE OTHER NECESSARY CHANGES IN CHAPTER 20 AND CHAPTER 62.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Rhodes, Sizemore, Tallent, Tyndall, Walker, E. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 86.

Voting in the negative: None.

Excused absences: Representatives Fletcher, A. Hall, James, and Stamey — 4.

H. B. 866, A BILL TO BE ENTITLED AN ACT TO ALLOW MUNICIPALITIES TO CREATE SEWER SERVICE DISTRICTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Chapin, Church, Cochrane, Cole, Colton, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holt, Huffman, Hughes, Hunt, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Noles, Nye, Owens, Pool, Privette, Quinn, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Tallent, Tyndall, Walker, Windley, Wiser, Wood, B.Woodard, C. Woodard, and Wright — 83.

Voting in the negative: None.

Excused absences: Representatives Fletcher, A. Hall, James, and Stamey — 4.

H. B. 1110, A BILL TO BE ENTITLED AN ACT TO LICENSE THE PROPAGATION OF FURBEARERS AND FOXES IN CAPTIVITY AND THE SALE OF THE PELTS THEREOF FOR USE AS FUR, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brinkley, Brown, Brubaker, Chapin, Church, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito,

L. Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Gardner, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Noles, Nye, Owens, Pool, Privette, Quinn, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Tallent, Tyndall, Walker, E. Warren, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 86.

Voting in the negative: Representatives Brawley, Cochrane, and Windley — 3.

Excused absences: Representatives Fletcher, A. Hall, James, and Stamey — 4.

H. B. 1002, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DUTIES OF EMERGENCY VEHICLES AT RED LIGHTS.

Representative Cole offers Amendment No. 1.

Representative Holt calls the previous question on the amendment and the call is sustained by electronic vote (72-19).

Amendment No. 1 fails of adoption by electronic vote (37-54).

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brawley, Brinkley, Brubaker, Buchanan, Chapin, Church, Cochrane, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Hackney, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lutz, McAlister, McDowell, Mavretic, Michaux, Miller, Mothershead, Murphy, Nye, Owens, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Tallent, Tyndall, E. Warren, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 84.

Voting in the negative:Representatives Brown, Cole, Decker, M. Hall, Hege, McLaughlin, Noles, Robinson, and Windley — 9.

Excused absences: Representatives Fletcher, A. Hall, James, and Stamey — 4.

H. B. 810, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION BY MAKING THE SAME PROVISIONS FOR FILLING VACANCIES IN THE COUNCIL OF STATE AS IS PROVIDED FOR VACANCIES IN THE GENERAL ASSEMBLY, AND BY AMENDING THE GENERAL STATUTES TO IMPLEMENT THAT AMENDMENT BY PROVIDING THAT SUCH VACANCIES SHALL BE FILLED WITH THE PERSON RECOMMENDED BY THE STATE EXECUTIVE COMMITTEE OF THE PARTY THAT NOMINATED THE COUNCIL OF STATE MEMBER.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont,

Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, E. Warren, Watkins, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 95.

Voting in the negative: Representatives Brubaker, Cole, M. Hall, Huffman, Rhyne, Walker, R. Warren, and Windley — 8.

Excused absences: Representatives Fletcher, James, and Stamey — 3.

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS.

On motion of Representative Miller, consideration of the bill is postponed until June 6.

H. B. 1203, A BILL TO BE ENTITLED AN ACT TO PROVIDE PROTECTIVE SERVICES FOR DISABLED JUVENILES, INCLUDING INFANTS, WITH LIFE-THREATENING CONDITIONS, passes its third reading, by electronic vote (88-2), and is ordered sent to the Senate.

H. B. 1163, A BILL TO BE ENTITLED AN ACT TO EMPOWER THE NORTH CAROLINA BUILDING CODE COUNCIL TO ADOPT EFFICIENCY STANDARDS FOR REPLACEMENT WATER HEATERS.

The bill, as amended, passes its third reading, by electronic vote (94-0), and is ordered engrossed and sent to the Senate.

H. B. 698, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ADMINISTRATION OF JUSTICE, passes its third reading, by electronic vote (86-8), and is ordered sent to the Senate.

H. B. 985, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESIDENTIAL RENTAL AGREEMENTS ACT.

Representative Hudson offers Amendment No. 1 which is adopted by electronic vote (93-3).

The bill, as amended, passes its third reading, by electronic vote (83-9), and is ordered engrossed and sent to the Senate.

Committee Substitute for S. B. 289, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INTEGRITY OF DOMESTIC INSURANCE COMPANY ASSETS FOR THE PROTECTION OF POLICYHOLDERS.

On motion of Representative Lilley, consideration of the bill is postponed until June 4.

Representative Lilley withdraws his motion to postpone consideration of the bill.

The bill, as amended, passes its third reading, by electronic vote (100-0), and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for H. B. 541, A BILL TO BE ENTITLED AN ACT TO ADD AS AN AGGRAVATING FACTOR IN FELONY SENTENCING THAT A VICTIM WAS PREGNANT.

Representative Pulley offers Amendment No. 1 which is adopted.

Representative Hackney offers Amendment No. 2 which fails of adoption by electronic vote (44-52).

The bill, as amended, passes its second reading by electronic vote (98-2).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 542, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 15A, ARTICLE 100 OF THE GENERAL STATUTES TO ADD AS AN AGGRAVATING FACTOR THAT THE VICTIM OF THE CAPITAL FELONY WAS PREGNANT, passes its second reading, by electronic vote (91-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for H. B. 77, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN FELONY CHILD ABUSE BY PROHIBITING THE INFLICTION OF ANY SERIOUS INJURY AND BY INCREASING THE PUNISHMENT.

On motion of Representative Hightower, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 3 by electronic vote (59-35).

Committee Substitute for H. B. 133, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW FOR LIFE CARE FACILITIES.

Representative Barnes offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (102-1).

Representative Diamont objects to the third reading. The bill remains on the Calendar.

Representative Diamont withdraws his objection to the third reading.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 796, A BILL TO BE ENTITLED AN ACT CLARIFYING THE PROCEDURE FOR SERVING PICK-UP NOTICES UNDER THE TEN-DAY REVOCATION PROCEDURE.

Representative Hackney offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (98-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. J. R. 868, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF G. WILLIE LEE, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H. B. 1238, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN CLAIMANTS FROM DISCHARGE OR DEMOTION BY EMPLOYERS FOR INSTITUTING A WORKERS' COMPENSATION CLAIM.

Representative Ballance offers Amendment No. 1 which is adopted by electronic vote (76-26).

The bill, as amended, passes its second reading by electronic vote (102-0).

Representative Rhyne objects to the third reading. The bill remains on the Calendar.

H. B. 1060, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUTURE OBLIGATIONS SECURED BY A SECURITY INSTRUMENT MUST BE EVIDENCED BY A WRITTEN INSTRUMENT OR NOTATION ONLY WHEN THE OBLIGOR AND OBLIGEE HAVE AGREED IN WRITING THAT SUCH OBLIGATIONS SHALL BE EVIDENCED BY A WRITTEN INSTRUMENT OR NOTATION, passes its second reading, by electronic vote (98-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. J. R. 1196, A JOINT RESOLUTION HONORING THE FOUNDERS AND PIONEERS OF COUNTRY MUSIC, passes its second reading, by electronic vote (89-1), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

House Committee Substitute for S. B. 6, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE HORSEPASTURE RIVER A NATURAL RIVER, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill passes its third reading. The Speaker rules this to be a two-thirds majority vote.

The bill is ordered sent to the Senate for concurrence in House committee substitute.

S. B. 265, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE REGISTRAR TO RETAIN OVERPAYMENTS OF TWO DOLLARS OR LESS UNLESS THE PAYOR REQUESTS A REFUND.

Representative Mavretic offers Committee Amendment No. 1. The amendment is ruled to be material, thus constituting the first reading of the bill. The amendment is adopted by the following vote.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Hackney, M. Hall, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 91.

Voting in the negative: Representatives Blue, Brubaker, Cochrane, Cromer, Esposito, Hege, Huffman, and Sizemore — 8.

Excused absences: Representatives Beard, Fletcher, James, and Stamey — 4.

The bill is placed on the Calendar for June 4 for its second roll call reading.

S. B. 455, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEDERAL JUDGES AND MAGISTRATES TO PERFORM THE MARRIAGE CEREMONY, passes its second reading, by electronic vote (63-39).

Representative Decker objects to the third reading. The bill remains on the Calendar.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 151, AN ACT TO PUT SWAIN COUNTY UNDER THE STATEWIDE FOX HUNTING LAW.

S. B. 229, AN ACT TO PROHIBIT HUNTING FROM THE RIGHTS-OF-WAY OF PUBLIC ROADS IN RANDOLPH COUNTY.

S. B. 234, AN ACT TO PROVIDE A MEANS TO DETERMINE THE JURISDICTION OF THE COMMISSIONER OF INSURANCE OVER PROVIDERS OF HEALTH CARE BENEFITS.

S. B. 235, AN ACT TO REQUIRE PARTICIPATION BY INSURERS IN THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS INSURANCE REGULATORY INFORMATION SYSTEM.

S. B. 292, AN ACT TO AMEND G. S. 113-294 WITH RESPECT TO THE PENALTY FOR UNLAWFUL TAKING OF DEER.

S. B. 333, AN ACT RELATING TO THE AUTHORITY OF THE GOVERNOR'S ADVOCACY COUNCIL FOR PERSONS WITH DISABILITIES IN ORDER TO COMPLY WITH CHANGES IN FEDERAL LAW.

S. B. 343, AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL PLANNING POWERS BY THE TOWN OF ABERDEEN, THE VILLAGE OF PINEHURST AND THE TOWN OF SOUTHERN PINES IN MOORE COUNTY.

H. B. 365, AN ACT TO CONFORM THE GENERAL STATUTE AUTHORIZING AND ESTABLISHING THE OPTIONAL RETIREMENT PROGRAM TO LATER ACTION OF THE GENERAL ASSEMBLY WITH RESPECT TO TAX TREATMENT OF STATE RETIREMENT CONTRIBUTIONS AND STRUCTURE OF THE UNIVERSITY OF NORTH CAROLINA.

H. B. 382, AN ACT TO PROVIDE GAIN TIME CREDIT TO PRISONERS SENTENCED FOR FELONIES COMMITTED ON OR AFTER JULY 1, 1981, FOR PARTICIPATION IN REHABILITATIVE PROGRAMS.

H. B. 609, AN ACT TO REVISE FEES AND CHARGES RECEIVED BY THE UTILITIES COMMISSION.

H. B. 610, AN ACT TO PERMIT THE UTILITIES COMMISSION TO EMPLOY LEGAL COUNSEL AND RECOVER THE COSTS FOR THAT COUNSEL WHEN APPEARING BEFORE FEDERAL COURTS AND AGENCIES IN MATTERS RELATING TO THE WHOLSALE RATES FOR NATURAL GAS.

H. B. 700, AN ACT TO ALLOW INVESTMENTS IN OBLIGATIONS ISSUED, ASSUMED OR GUARANTEED BY THE AFRICAN DEVELOPMENT BANK.

H. B. 737, AN ACT TO PROHIBIT THE SALE OF KEROSENE FROM PUMPS LOCATED ON THE SAME PUMP ISLAND AS PUMPS DISPENSING GASOLINE.

H. B. 765, AN ACT TO PERMIT THE WIDOWS OF EX-PRISONERS OF WAR TO RETAIN THE DISTINCTIVE REGISTRATION PLATE UNDER CERTAIN CONDITIONS.

H. B. 770, AN ACT TO MAKE THE SECRETARY OF CULTURAL RESOURCES AN EX OFFICIO MEMBER OF THE GOVERNING BODY OF THE NORTH CAROLINA ART SOCIETY, INC.

S. J. R. 143, A JOINT RESOLUTION APPROVING THE STATE PLAN FOR VOCATIONAL EDUCATION.

On motion of Representative Lilley, seconded by Representative Barbee, the House adjourns to reconvene June 4 at 1:30 p.m.

EIGHTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 4, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Lineberry.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives James, Jeralds, Jones, Locks, and Stamey for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Church for the Committee on Higher Education:

H. B. 392, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ESTABLISHMENT OF SPECIAL SUMMER AND REMEDIAL PROGRAMS AT CERTAIN OF THE INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, with an unfavorable report.

H. B. 919, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING AID TO PRIVATE INSTITUTIONS OF HIGHER EDUCATION, with an unfavorable report.

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 320, A JOINT RESOLUTION APPROVING THE STATE PLAN FOR VOCATIONAL EDUCATION, with an unfavorable report.

H. J. R. 1016, A JOINT RESOLUTION HONORING THE EDUCATIONAL CONTRIBUTIONS AND THE MEMORY OF GOVERNOR CHARLES B. AYCOCK AND DECLARING 1985 AS THE YEAR OF THE NORTH CAROLINA TEACHER, with

an unfavorable report as to House joint resolution, favorable as to committee substitute House resolution.

The substitute House resolution is placed on the Calendar for June 6. The original House joint resolution is placed on the Unfavorable Calendar.

By Representative Foster for the Committee on Education:

H. B. 1198, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE ASSIGNMENT OF STUDENTS TO NEIGHBORHOOD SCHOOLS, with an unfavorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 753, A BILL TO BE ENTITLED AN ACT TO PROHIBIT LESSORS OF COMMERCIAL REAL PROPERTY TO REQUIRE RETAILERS TO REMAIN OPEN ON SUNDAY IF THEY LEASED FLOOR SPACE WHILE A SUNDAY CLOSING LAW WAS IN EFFECT, with a favorable report.

H. B. 1001, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE NECESSITY OF A CITED PERSON SIGNING THE TRAFFIC CITATION, with a favorable report, as amended.

S. B. 393, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE JURISDICTION OF GRAND JURIES, with a favorable report, as amended.

By Representative Murphy for the Committee on Health:

H. B. 1021, A BILL TO BE ENTITLED AN ACT TO REPEAL G. S. 153A-77, with a favorable report.

H. B. 1131, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PHYSICAL THERAPY PRACTICE ACT, with a favorable report.

H. B. 1192, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY AUTHORIZE LOCAL HEALTH DEPARTMENTS TO CHARGE A FEE FOR THE ADMINISTRATION OF THE IMMUNIZATIONS REQUIRED PURSUANT TO G. S. 130A-152, with a favorable report.

S. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNLAWFUL POSSESSION OF HYDROMORPHONE, COMMONLY KNOWN AS DILAUDID, A CLASS I FELONY, with a favorable report.

By Representative James for the Committee on Agriculture:

H. B. 1152, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY PERSON HAVING KNOWLEDGE OF THE THEFT OF ANY AGRICULTURAL COMMODITY TO REPORT THAT TO LOCAL LAW ENFORCEMENT OFFICERS, with a favorable report, as amended.

H. B. 1153, A BILL TO BE ENTITLED AN ACT TO REQUIRE LIVESTOCK DEALERS TO KEEP RECORDS OF ALL TRANSACTIONS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 6. The original bill is placed on the Unfavorable Calendar.

H. B. 1154, A BILL TO BE ENTITLED AN ACT TO REQUIRE GRAIN DEALERS TO KEEP RECORDS OF ALL TRANSACTIONS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 6. The original bill is placed on the Unfavorable Calendar.

By Representative Quinn for the Committee on Finance:

H. B. 532, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DARE COUNTY TO LEVY AN OCCUPANCY TAX, with a favorable report, as amended.

H. B. 534, A BILL TO BE ENTITLED AN ACT TO MODIFY COURT COSTS, with a favorable report.

H. B. 815, A BILL TO BE ENTITLED AN ACT TO EXCLUDE LAND, INTERESTS IN LAND, AND LIVESTOCK FROM PROPERTY TAXES LEVIED BY RURAL FIRE PROTECTION DISTRICTS, with an unfavorable report as to bill, favorable as to House joint resolution committee substitute bill, which changes the title, and recommendation that the bill be referred to the Committee on Appropriations.

The House joint resolution is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 1174, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PERSONAL INCOME TAX EXEMPTION FOR TAXPAYERS WHOSE DEPENDENTS HAVE DOWN'S SYNDROME, with a favorable report.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 1047, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CHECKING ACCOUNTS OF THE CLERKS OF SUPERIOR COURT AND FOR FEES FOR THE HANDLING OF FUNDS BY THE CLERKS OF SUPERIOR COURT, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Wicker, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Finance.

By Representative Pulley for the Committee on Judiciary No. 4:

S. B. 32, A BILL TO BE ENTITLED AN ACT TO PERMIT ENFORCEMENT OF ALIMONY JUDGMENTS WHILE ON APPEAL, with an unfavorable report as to House Committee Substitute Bill No. 1, favorable as to House Committee Substitute Bill No. 2.

House Committee Substitute Bill No. 2 is placed on the Calendar for June 6. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Nye and Redwine:

H. B. 1353, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CAPE FEAR TECHNICAL INSTITUTE FOR A SATELLITE FACILITY IN PENDER COUNTY, is referred to the Committee on Appropriations.

By Representative Nye:

H. B. 1354, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO

THE SOUTHEASTERN MENTAL HEALTH CENTER FOR VOCATIONAL ACTIVATION SERVICES, is referred to the Committee on Appropriations.

By Representatives Blue, Colton, Duncan, Hackney, Hauser, Kennedy, Stamey, and Wiser:

H. B. 1355, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COMMUNITY BASED ALTERNATIVES PROGRAM OF THE DIVISION OF YOUTH SERVICES, DEPARTMENT OF HUMAN RESOURCES, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 710, A BILL TO BE ENTITLED AN ACT MAKING THE LARCENY OF A CAT OR DOG UNDER CERTAIN CIRCUMSTANCES A CLASS J FELONY, is read the first time and is referred to the Committee on Judiciary No. 4.

CALENDAR

Action is taken on the following:

H. B. 635, A BILL TO BE ENTITLED AN ACT TO PERMIT BURKE COUNTY TO USE REVENUE RECEIVED FROM ONE-HALF PERCENT LOCAL SALES AND USE TAXES FOR ANY PUBLIC PURPOSE.

On motion of Representative Fletcher, the House concurs in the Senate amendment, which changes the title, by electronic vote (99-0), and the bill is ordered enrolled.

H. B. 397, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX DEDUCTION FOR MARKETING ASSESSMENTS ON TOBACCO GROWN IN NORTH CAROLINA.

On motion of Representative E. Warren, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 371, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR A RECORD SEARCH OR FOR A COPY OF A VITAL RECORD.

On motion of Representative Murphy, the House concurs in the Senate amendment, by electronic vote (102-0), and the bill is ordered enrolled.

S. B. 265, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE REGISTRAR TO RETAIN OVERPAYMENTS OF TWO DOLLARS OR LESS UNLESS THE PAYOR REQUESTS A REFUND.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont,

Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, R. Warren, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 103.

Voting in the negative: Representatives Blue and Hege — 2.

Excused absences: Representatives James, Jeralds, Jones, Locks, Stamey, and E. Warren — 6.

Committee Substitute for H. B. 541, A BILL TO BE ENTITLED AN ACT TO ADD AS AN AGGRAVATING FACTOR IN FELONY SENTENCING THAT A VICTIM WAS PREGNANT.

Representative Hackney offers Amendment No. 3 which is adopted by electronic vote (65-43).

The bill, as amended, passes its third reading, by electronic vote (107-0), and is ordered engrossed and sent to the Senate.

H. B. 1194, A BILL TO BE ENTITLED AN ACT TO MAKE LARCENY OF A PRESCRIPTION BLANK A FELONY.

On motion of Representative C. Woodard, consideration of the bill is postponed until June 5.

Representative Ballance moves that H. B. 542, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 15A, ARTICLE 100 OF THE GENERAL STATUTES TO ADD AS AN AGGRAVATING FACTOR THAT THE VICTIM OF THE CAPITAL FELONY WAS PREGNANT, be recalled from the Senate. This motion fails by electronic vote (10-89).

H. B. 1238, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN CLAIMANTS FROM DISCHARGE OR DEMOTION BY EMPLOYERS FOR INSTITUTING A WORKERS' COMPENSATION CLAIM.

Representative Wright offers Amendment No. 2 which is adopted by electronic vote (99-1).

The bill, as amended, passes its third reading, by electronic vote (97-0), and is ordered engrossed and sent to the Senate.

S. B. 455, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FEDERAL JUDGES AND MAGISTRATES TO PERFORM THE MARRIAGE CEREMONY.

Representative Lancaster offers Amendment No. 1.

Representative Lancaster withdraws Amendment No. 1.

The bill fails to pass its third reading by electronic vote (36-70).

Committee Substitute for H. B. 1333, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA EMPLOYMENT AND TRAINING ACT,

passes its second reading, by electronic vote (106-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 485, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN FORECLOSURE SALES PRIOR TO JUNE 1, 1985, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1160, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT JUDICIAL CONTEMPT SHALL NOT APPLY WHEN A JUDICIAL ORDER IS STAYED.

On motion of Representative Fitch, the bill is withdrawn from today's Calendar and re-referred to the Committee on Judiciary No. 4.

House Committee Substitute for S. B. 320, A BILL TO BE ENTITLED AN ACT TO ALLOW THE SECRETARY OF HUMAN RESOURCES TO ADOPT RULES ON DAMAGE OR THEFT OF PERSONAL PROPERTY BELONGING TO EMPLOYEES, VOLUNTEERS, AND CLIENTS IN INSTITUTIONS OF THE DEPARTMENT OF HUMAN RESOURCES, passes its second reading, by electronic vote (100-8), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 279, AN ACT TO PERMIT THE STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS TO COLLECT AN EXAMINATION REVIEW FEE.

H. B. 506, AN ACT RELATING TO QUORUM AND VOTING REQUIREMENTS OF THE STATE BANKING COMMISSION.

H. B. 756, AN ACT TO MAKE IT CLEAR THAT A SECOND NOTICE TO CREDITORS NEED NOT BE PUBLISHED IF A PRIOR NOTICE HAS BEEN PUBLISHED BY A COLLECTOR OR PERSONAL REPRESENTATIVE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H. B. 893, AN ACT TO PROVIDE FOR DISCRETIONARY SUBSTITUTION OF A TRUSTEE NAMED IN A MORTGAGE OR DEED OF TRUST.

H. B. 909, AN ACT TO PROTECT CERTAIN OFFICERS AND EMPLOYEES OF COUNTY DEPARMENTS OF SOCIAL SERVICES BY MAKING SIMPLE ASSAULTS ON THEM TWO-YEAR MISDEMEANORS.

H. B. 963, AN ACT TO CLARIFY THE DEFINITION OF EMPLOYMENT REGARDING TEMPORARY EMERGENCY SERVICE WORKERS IN THE EMPLOYMENT SECURITY LAW.

H. B. 986, AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES STUDY THE ISSUE OF REVISION OF MINIMUM STANDARDS FOR THE CONSTRUCTION AND OPERATION OF LOCAL JAILS.

H. B. 1027, AN ACT TO CLARIFY AND RAISE THE PUNISHMENT FOR THE MISDEMEANOR OF VEHICULAR HIT AND RUN.

H. J. R. 868, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF G. WILLIE LEE.

On motion of Representative Lilley, seconded by Representative Kennedy, the House adjourns to reconvene June 5 at 1:30 p.m.

EIGHTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 5, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Edwards.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative James for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 1352, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS OF THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report.

By Representative Quinn for the Committee on Finance:

H. B. 953, A BILL TO BE ENTITLED AN ACT CREATING THE NORTH CAROLINA EDUCATIONAL FACILITIES FINANCE AGENCY AND AUTHORIZING SAID AGENCY TO FINANCE, REFINANCE, CONSTRUCT, PROVIDE AND ACQUIRE AND OTHERWISE UNDERTAKE HIGHER EDUCATIONAL FACILITIES, with a favorable report.

By Representative Foster for the Committee on Education:

House Committee Substitute for Senate Committee Substitute for S. B. 68, A BILL TO BE ENTITLED AN ACT TO GOVERN THE ESTABLISHMENT, MAINTENANCE, AND IMPLEMENTATION OF A COMPREHENSIVE BASIC EDUCATION PROGRAM, with an unfavorable report as to Senate committee substitute bill, favorable as to House committee substitute bill, which changes the title, and recommendation that the bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 286, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF FINANCIAL RECORDS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 7. The original bill is placed on the Unfavorable Calendar.

H. B. 569, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN INTERDISCIPLINARY COMMITTEE TO ASSIST THE COURT IN DEVELOPING ALTERNATIVES FOR STATUS OFFENDERS AND TO ALLOW SECURE CUSTODY IN RESPONSE TO VIOLATION OF THE TERMS OF A VALID PROTECTIVE CUSTODY COURT ORDER, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 7. The original bill is placed on the Unfavorable Calendar.

H. B. 805, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM BOILER AND PRESSURE VESSEL ACT TO RESTORE THE AUTHORITY OF THE COMMISSIONER OF LABOR TO REGULATE CERTAIN HYDROPNEUMATIC PRESSURE VESSELS AND TO MAKE OTHER AMENDMENTS TO THE ACT, with a favorable report.

H. B. 975, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO CREATE LAW ENFORCEMENT SERVICE DISTRICTS, with a favorable report.

H. B. 988, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SHORT-TERM COMMITMENTS OF JUVENILES TO LOCAL APPROVED FACILITIES, with a favorable report.

H. B. 989, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SINGLE AUDIT IMPLEMENTATION FOR LOCAL GOVERNMENTS, with a favorable report.

By Representative Lutz for the Committee on Local Government No. 2:

S. B. 187, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE CONCERNING THE POWERS OF THE CITY MANAGER, with a favorable report.

S. B. 188, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE CIVIL SERVICE BOARD, with a favorable report.

S. B. 191, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO UPTOWN DEVELOPMENT PROJECTS, with a favorable report.

S. B. 192, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE APPROVAL OF STREET NAME CHANGE REQUESTS, with a favorable report.

S. B. 193, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE, with a favorable report, as amended.

H. B. 543, A BILL TO BE ENTITLED AN ACT TO INCORPORATE DORNOCH VILLAGE, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 7. The original bill is placed on the Unfavorable Calendar.

H. B. 615, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE PLACEMENT OF FENCES IN BUSINESS DISTRICTS IN THE TOWN OF WARRENTON, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 7. The original bill is placed on the Unfavorable Calendar.

By Representative McAlister for the Committee on Local Government No. 1:

Senate Committee Substitute for H. B. 173, A BILL TO BE ENTITLED AN ACT TO REDISTRICT THE BOARD OF COMMISSIONERS OF MITCHELL COUNTY, with recommendation that the House concur.

On motion of Representative McAlister, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative McAlister, the House concurs in the Senate committee substitute, by electronic vote (82-2), and the bill is ordered enrolled.

H. B. 436, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF CLEMMONS IN FORSYTH COUNTY, SUBJECT TO REFERENDUM, with an unfavorable report as to bill, favorable as committee substitute bill.

The substitute bill is placed on the Calendar for June 7. The original bill is placed on the Unfavorable Calendar.

By Representative Lilley for the Committee on Rules and Operation of the House:

H. B. 1166, A BILL TO BE ENTITLED AN ACT TO CREATE A NORTH CAROLINA PROFESSIONAL LIABILITY STUDY COMMISSION, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1147, A BILL TO BE ENTITLED AN ACT TO ALLOW NONPROFIT ORGANIZATIONS TO CONDUCT A "GAMES" NIGHT, with a favorable report, as amended.

By Representative Locks for the Committee on Aging:

H. B. 1158, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PILOT PROJECTS FOR RESPITE SERVICES TO CAREGIVERS OF DEPENDENT OLDER ADULTS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Locks, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

By Representative Fussell for the Committee on Highway Safety:

H. B. 147, A BILL TO BE ENTITLED AN ACT TO LIFT THE SUNSET AND

INCREASE THE FINES RELATING TO CHILD RESTRAINT DEVICES, with an indefinite postponement report.

H. B. 933, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOAD LIGHTS TO BE ILLUMINATED FROM SUNSET TO SUNRISE, with a favorable report.

H. B. 952, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE CONCERNING SPECIAL PLATES FOR AMATEUR RADIO OPERATORS, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 981, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO ISSUE DRIVER'S LICENSES WITH MICROFILMED OR COMPUTERIZED MEDICAL INFORMATION, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 139, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROTECT THE WATERS OF THE STATE AGAINST POLLUTION FROM PACKAGE PLANTS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 7. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 127, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO DISQUALIFY ELECTED OFFICIALS FOR LIBELOUS OR SLANDEROUS CAMPAIGN STATEMENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary No. 2.

H. B. 1015, A BILL TO BE ENTITLED AN ACT TO AMEND SECTION 11, ARTICLE IV OF THE NORTH CAROLINA CONSTITUTION TO ABOLISH THE PRACTICE OF ROTATION OF SUPERIOR COURT JUDGES, with an unfavorable report.

H. B. 1327, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROVIDE FOR AN EASTER RECESS FOR THE GENERAL ASSEMBLY, with an unfavorable report.

H. B. 961, A BILL TO BE ENTITLED AN ACT TO AMEND, SUBJECT TO THE APPROVAL OF THE ELECTORATE, ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO AUTHORIZE THE ISSUANCE OF REVENUE BONDS TO FINANCE AND REFINANCE HIGHER EDUCATION FACILITIES OWNED BY NONPROFIT CORPORATIONS, with a favorable report, as amended.

On motion of Representative Quinn, S. B. 590, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SLOT MACHINE AS IT RELATES TO ARCADE AMUSEMENT MACHINES, VIDEO GAMES, AND OTHER DEVICES, is

withdrawn from the Committee on Finance and re-referred to the Committee on Judiciary No. 2.

On motion of Representative Sizemore, H. B. 727, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN AGAINST SEXUAL ABUSE, CHILD PROSTITUTION, CHILD PORNOGRAPHY AND SEXUAL PERFORMANCES, is withdrawn from the Committee on Judiciary No. 3 and re-referred to the Committee on Judiciary No. 2.

On motion of Representative Bowman, H. B. 1312, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PROPERTY TAX EXCLUSION FOR RESIDENCES OWNED BY CERTAIN DISABLED VETERANS AND TO EXPAND THE EXCLUSION TO INCLUDE ALL DISABLED VETERANS WHO ARE TOTALLY UNEMPLOYABLE, is withdrawn from the Committee on Finance and re-referred to the Committee on Military and Veterans' Affairs.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Hackney:

H. B. 1356, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY PENALTIES PROGRAMS, is referred to the Committee on Appropriations.

By Representative Hackney:

H. B. 1357, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEPARTMENT OF CORRECTION'S SEWAGE TREATMENT FACILITIES, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 440, A BILL TO BE ENTITLED AN ACT AUTHORIZING LAW ENFORCEMENT OFFICERS TO ARREST, WITHOUT WARRANTS, PERSONS SUSPECTED OF SHOPLIFTING OR SWITCHING PRICE TAGS, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 479, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY CERTAIN REQUIREMENTS FOR THE PURCHASE OF CREDITABLE SERVICE FOR TEMPORARY EMPLOYMENT BY MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, is read the first time and is referred to the Committee on Pensions and Retirement.

S. B. 509, A BILL TO BE ENTITLED AN ACT TO ALLOW CUMULATIVE VOTING TO ELECT CORPORATE DIRECTORS IF THERE IS A STOCKHOLDER WHO OWNS OR CONTROLS MORE THAN ONE FIFTH RATHER THAN ONE FOURTH OF THE VOTING STOCK, is read the first time and is referred to the Committee on Corporations.

Committee Substitute for S. B. 523, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPECIAL ELECTIONS SHALL BE HELD ON THE TUESDAY AFTER THE FIRST MONDAY IN FEBRUARY, MAY, AUGUST, OR NOVEMBER

SO AS TO REDUCE THE COST AND FREQUENCY OF SPECIAL ELECTIONS, is read the first time and is referred to the Committee on Election Laws.

Committee Substitute for H. B. 194, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CERTIFICATION OF ADULT DAY CARE PROGRAMS, is returned for concurrence in Senate amendment and is placed on the Calendar for June 6.

H. B. 780, A BILL TO BE ENTITLED AN ACT TO CLARIFY SECTION 96-29 OF THE EMPLOYMENT SECURITY LAW, is returned for concurrence in Senate amendment and is placed on the Calendar for June 6.

S. B. 136, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONFIDENTIALITY OF EDUCATION RECORDS, is read the first time and is referred to the Committee on Education.

Committee Substitute for S. B. 168, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SAFE PLACEMENT OF SUBSURFACE INSTALLATIONS IN NORTH CAROLINA, is read the first time and is referred to the Committee on State Government.

S. B. 283, A BILL TO BE ENTITLED AN ACT TO EMPOWER MONTGOMERY MEMORIAL HOSPITAL, INC., TO USE ATTACHMENT AND GARNISHMENT PROCEDURES FOR COLLECTING UNPAID BILLS, is read the first time and is referred to the Committee on Local Government No. 1.

Committee Substitute for S. B. 347, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PAYMENT OF COSTS IN DEPARTMENT OF HUMAN RESOURCES INSTITUTIONS, is read the first time and is referred to the Committee on Mental Health.

S. B. 701, A BILL TO BE ENTITLED AN ACT TO MAKE UNLAWFUL THE IMPERSONATION OF CITY, COUNTY OR STATE EMPLOYEES, is read the first time and is referred to the Committee on Judiciary No. 2.

Representative Mavretic moves that H. J. R. 1035, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MRS. EUGENIA PATTERSON VANLANDINGHAM AND THEREBY APPLAUDING THE EFFORTS TO REMOVE OR IMPROVE ABANDONED STRUCTURES WHICH BLIGHT THE SCENIC BEAUTY OF NORTH CAROLINA'S ROADWAYS, is recalled from the Senate and this motion carries.

CALENDAR

Action is taken on the following:

H. B. 532, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DARE COUNTY TO LEVY AN OCCUPANCY TAX. On motion of Representative Evans, Committee Amendment No. 1 is adopted by electronic vote (97-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Buchanan, Chalk, Chapin, Church, Colton, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, Decker, DeVane,Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist,

Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Richardson, Sparrow, Tallent, Tyndall, Tyson, Walker, E. Warren, Wicker, Wiser, Wood, B. Woodard, and Wright — 90.

Voting in the negative: Representatives Brawley, Brown, Cole, M.Hall, Ligon, Privette, Robinson, Sizemore, Windley, and C. Woodard — 10.

Excused absences: Representative James.

On motion of Representative E. Warren, the rules are suspended and H. R. 1016, A HOUSE RESOLUTION HONORING THE EDUCATIONAL CONTRIBUTIONS AND THE MEMORY OF GOVERNOR CHARLES B. AYCOCK AND DECLARING 1985 AS THE YEAR OF THE NORTH CAROLINA TEACHER, is withdrawn from the Calendar for June 6 and is placed on today's Calendar for immediate consideration.

Representative E. Warren calls the previous question on the passage of the resolution and the call is sustained.

The resolution is adopted by electronic vote (108-0).

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 371, AN ACT TO INCREASE THE FEE FOR A RECORD SEARCH OR FOR A COPY OF A VITAL RECORD.

H. B. 635, AN ACT TO PERMIT BURKE COUNTY TO USE REVENUE RECEIVED FRON ONE-HALF PERCENT LOCAL SALES AND USE TAXES FOR ANY PUBLIC PURPOSE WHICH IS AUTHORIZED BY LAW.

CALENDAR (continued)

S. B. 265, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE REGISTRAR TO RETAIN OVERPAYMENTS OF TWO DOLLARS OR LESS UNLESS THE PAYOR REQUESTS A REFUND.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gist, Greenwood, M. Hall, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, Wicker, Windley, Wiser, Wood, C. Woodard, and Wright — 93.

Voting in the negative: Representatives Blue and Hege — 2.

Excused absences: Representatives James, Kennedy, and R. Warren — 3.

H. B. 1131, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PHYSICAL THERAPY PRACTICE ACT.

On motion of Representative Bob Etheridge, consideration of the bill is postponed until June 6.

H. B. 1192, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY AUTHORIZE LOCAL HEALTH DEPARTMENTS TO CHARGE A FEE FOR THE ADMINISTRATION OF THE IMMUNIZATIONS REQUIRED PURSUANT TO G. S. 130A-152, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J.W. Crawford, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyson, Walker, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 98.

Voting in the negative: Representatives Creecy, Cromer, and Hege — 3.

Excused absences: Representatives James, Kennedy, and R. Warren — 3.

H. B. 534, A BILL TO BE ENTITLED AN ACT TO MODIFY COURT COSTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 103.

Voting in the negative: None.

Excused absences: Representatives James, Kennedy, and R. Warren — 3.

H. B. 863, A BILL TO BE ENTITLED AN ACT TO PERMIT ONE SPOUSE TO ACCEPT SERVICE OF PROCESS FOR THE OTHER.

The bill, as amended, passes its third reading, by electronic vote (81-6), and is ordered engrossed and sent to the Senate.

H. B. 1194, A BILL TO BE ENTITLED AN ACT TO MAKE LARCENY OF A PRESCRIPTION BLANK A FELONY.

Representative Payne offers Amendment No. 3 which is adopted by electronic vote (100-2).

The bill, as amended, passes its third reading, by electronic vote (53-48), and is ordered engrossed and sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

H. B. 753, A BILL TO BE ENTITLED AN ACT TO PROHIBIT LESSORS OF COMMERCIAL REAL PROPERTY TO REQUIRE RETAILERS TO REMAIN OPEN ON SUNDAY IF THEY LEASED FLOOR SPACE WHILE A SUNDAY CLOSING LAW WAS IN EFFECT, passes its second reading, by electronic vote (102-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1001, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE NECESSITY OF A CITED PERSON SIGNING THE TRAFFIC CITATION.

On motion of Representative Ballance, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91-11), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1021, A BILL TO BE ENTITLED AN ACT TO REPEAL G. S. 153A-77.

On motion of Representative Holroyd, consideration of the bill is postponed until June 11.

H. B. 1152, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY PERSON HAVING KNOWLEDGE OF THE THEFT OF ANY AGRICULTURAL COMMODITY TO REPORT THAT TO LOCAL LAW ENFORCEMENT OFFICERS.

On motion of Representative Murphy, consideration of the bill is postponed until June 6.

H. B. 1174, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PERSONAL INCOME TAX EXEMPTION FOR TAXPAYERS WHOSE DEPENDENTS HAVE DOWN'S SYNDROME, passes its second reading by electronic vote (97-0).

Representative Wiser objects to the third reading. The bill remains on the Calendar.

Committee Substitute for S. B. 393, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE JURISDICTION OF GRAND JURIES.

On motion of Representative Evans, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNLAWFUL POSSESSION OF HYDROMORPHONE, COMMONLY KNOWN AS DILAUDID, A CLASS I FELONY.

Representative Barker moves that the bill be re-referred to the Committee on Judiciary No. 1.

On motion of Representative Bumgardner, seconded by Representative Church, the motion to re-refer the bill is tabled by electronic vote (49-29).

On motion of Representative Murphy, consideration of the bill is postponed until June 6.

S. B. 251, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FAIR HOUSING ACT.

Representative Mothershead moves that the bill be re-referred to the Committee on Judiciary No. 2.

Representative Locks moves, seconded by Representative Blue, that the House do adjourn and this motion carries.

The House adjourns to reconvene June 6 at 1:30 p.m.

EIGHTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, June 6, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Brown.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives James, Kennedy, Mothershead, and R. Warren for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Beall for the Committee on Election Laws:

H. B. 492, A BILL TO BE ENTITLED AN ACT REGULATING CONTRIBUTIONS BY POLITICAL COMMITTEES NOT REGISTERED IN NORTH CAROLINA TO CANDIDATES AND REGISTERED POLITICAL COMMITTEES, with a favorable report, as amended.

H. B. 493, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CEILING ON CONTRIBUTIONS TO A POLITICAL COMMITTEE IN YEARS BEFORE THE ELECTION YEAR, with a favorable report.

H. B. 497, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COMMUNICATIONS BY CORPORATIONS, BUSINESS ENTITIES, LARGE UNIONS,

PROFESSIONAL ASSOCIATIONS, AND INSURANCE COMPANIES MAY NOT CONTAIN SUPPORT OR OPPOSITION TO STATE OR LOCAL CANDIDATES, with an unfavorable report.

H. B. 747, A BILL TO BE ENTITLED AN ACT TO PRESCRIBE COMPENSATION FOR SUPERVISORS OF ELECTIONS, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

Committee Substitute No. 2 for H. B. 77, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN FELONY CHILD ABUSE BY PROHIBITING THE INFLICTION OF ANY SERIOUS INJURY AND BY INCREASING THE PUNISHMENT, with an unfavorable report as to Committee Substitute Bill No. 2, favorable as to Committee Substitute Bill No. 3.

Committee Substitute Bill No. 3 is placed on the Calendar for June 10. Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

H. B. 136, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL NEW SCHOOL BUSES BE EQUIPPED WITH SEAT BELTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Quinn for the Committee on Finance:

H. B. 606, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY AND THE CITY OF RALEIGH TO LEVY OCCUPANCY TAXES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 10. The original bill is placed on the Unfavorable Calendar.

H. B. 656, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CEMETERY ACT TO ENHANCE PROTECTION OF THE PUBLIC AND ADMINISTRATION OF THE ACT, with an unfavorable report as to bill, favorable as to committee substitute bill, as amended.

The substitute bill, as amended, is placed on the Calendar for June 10. The original bill is placed on the Unfavorable Calendar.

Representative Nesbitt moves that the committee substitute bill and pending amendments be re-referred to the Committee on Finance and this motion carries. Representative Nesbitt further moves that the vote by which H. B. 656 was placed on the Unfavorable Calendar be reconsidered and this motion carries. Representative Nesbitt moves that H. B. 656 be re-referred to the Committee on Finance and this motion carries.

H. B. 1047, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CHECKING ACCOUNTS OF THE CLERKS OF SUPERIOR COURT AND FOR FEES FOR THE HANDLING OF FUNDS BY THE CLERKS OF SUPERIOR COURT, with a favorable report.

S. B. 357, A BILL TO BE ENTITLED AN ACT TO RAISE THE RENEWAL FEE FOR PROFESSIONAL ENGINEERS AND REGISTERED LAND SURVEYORS, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 291, A BILL TO BE ENTITLED AN ACT TO PERMIT THE IMPOSITION OF INPATIENT REHABILITATION INSTEAD OF IMPRISONMENT FOR CERTAIN

IMPAIRED DRIVERS, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 678, A BILL TO BE ENTITLED AN ACT MAKING IT A MISDEMEANOR TO URINATE IN PUBLIC IN DARE COUNTY, with an indefinite postponement report.

H. B. 1286, A BILL TO BE ENTITLED AN ACT TO REWRITE G. S. 15A-1335 TO CLARIFY ITS APPLICATION TO RETRIALS WHERE AN ACCUSED HAS REPUDIATED A PLEA BARGAIN, with an indefinite postponement report.

H. B. 1305, A BILL TO BE ENTITLED AN ACT TO IMPOSE SPECIAL PROBATION FOR FOURTH AND SUBSEQUENT CONVICTIONS OF WRITING WORTHLESS CHECKS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 10. The original bill is placed on the Unfavorable Calendar.

By Representative Barbee for the Committee on Transportation:

H. B. 623, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HUMAN RESOURCES TO REGULATE TRAFFIC, with an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Barbee, the rules are suspended and the substitute bill is placed on the Calendar for June 11. The original bill is placed on the Unfavorable Calendar.

H. B. 1121, A BILL TO BE ENTITLED AN ACT TO PLACE CERTAIN REQUIREMENTS ON THE DEPARTMENT OF TRANSPORTATION WHEN IT ABANDONS A HIGHWAY NEAR THE ATLANTIC OCEAN, with a favorable report, as amended.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 1183, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 7A, ARTICLES 42 AND 52, TO PROVIDE FOR COURT REVIEW OF THE VOLUNTARY PLACEMENT OF A JUVENILE IN FOSTER CARE PURSUANT TO AN AGREEMENT BETWEEN THE JUVENILE'S PARENTS OR GUARDIAN AND THE DIRECTOR OF SOCIAL SERVICES, with a favorable report, as amended.

S. B. 268, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INITIAL RANDOMIZATION OF THE BIENNIAL JURY LIST IN COUNTIES USING ELECTRONIC DATA PROCESSING EQUIPMENT FOR JURY SELECTION, with a favorable report.

By Representative Hightower for the Committee on State Government:

H. B. 539, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA COUNCIL ON THE HOLOCAUST, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 601, A BILL TO BE ENTITLED AN ACT TO CREATE THE COMMITTEE

ON INCENTIVE PAY, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 10. The original bill is placed on the Unfavorable Calendar.

H. B. 845, A BILL TO BE ENTITLED AN ACT PERMITTING THE BARBER BOARD MORE LATITUDE CONCERNING RECIPROCAL BARBER LICENSES, with an unfavorable report.

H. B. 1062, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE BOARD OF BARBER EXAMINERS SHALL ALLOW BARBERS FROM OTHER STATES WITH ON-THE-JOB TRAINING AND EXPERIENCE TO TAKE THE BARBER EXAMINATION, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 10. The original bill is placed on the Unfavorable Calendar.

By Representative Enloe for the Committee on Employment Security:

H. B. 455, A BILL TO BE ENTITLED AN ACT TO PREVENT DOUBLE RECOVERY OF WORKERS' COMPENSATION AND UNEMPLOYMENT BENEFITS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 10. The original bill is placed on the Unfavorable Calendar.

By Representative B. Woodard for the Committee on Human Resources:

H. B. 1056, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ABORTION REMAINS BE DISPOSED OF IN A HUMANE MANNER, LIMITED TO BURIAL OR CREMATION, with a favorable report, as amended.

H. B. 1057, A BILL TO BE ENTITLED AN ACT TO IMPROVE STATISTICAL REPORTS OF ABORTION, with an unfavorable report.

By Representative Miller for the Committee on Judiciary No.1:

H. B. 724, A BILL TO BE ENTITLED AN ACT RELATING TO CONFIDENTIALITY OF LIBRARY USER RECORDS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 10. The original bill is placed on the Unfavorable Calendar.

H. B. 895, A BILL TO BE ENTITLED AN ACT TO VALIDATE THE APPOINTMENTS THAT HAVE ALREADY BEEN MADE BY BOARDS OF THEIR OWN MEMBERS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES, BUT TO FORBID FURTHER SUCH APPOINTMENTS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 10. The original bill is placed on the Unfavorable Calendar.

S. B. 593, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE THAT ANY ACTION, SUIT OR PROCEEDING WHICH RELATES TO ANY BONDS ISSUED UNDER CHAPTER 159B OR TO ANY

SECURITY FOR SAID BONDS MUST BE TRIED IN THE SUPERIOR COURT OF WAKE COUNTY, with a favorable report.

By Representative Nesbitt for the Committee on Insurance:

H. B. 1036, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PURCHASE OF LIABILITY INSURANCE BY BOARDS OF TRUSTEES IN THE COMMUNITY COLLEGE SYSTEM, with a favorable report.

By Representative Locks for the Committee on Aging:

H. B. 1348, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RADIO READING SERVICE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Nye:

H. B. 1358, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FIRE PLOW AND TRACTOR TO BE USED FOR FIRE SUPPRESSION AND PLANTING TREES IN BLADEN COUNTY, is referred to the Committee on Appropriations.

By Representative Church:

H. B. 1359, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE NOMINATION OF PERSONS FOR THE STATE BOARD OF COMMUNITY COLLEGES, is referred to the Committee on Higher Education.

By Representatives Hunter and Beall:

H. B. 1360, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CHEROKEE SCHOOL, is referred to the Committee on Appropriations.

By Representatives Hunter and Fletcher:

H. B. 1361, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP A STATE PARK ON LAKE JAMES, is referred to the Committee on Appropriations.

On motion of Representative Anderson, the rules are suspended and the following is introduced and read the first time.

By Representative Anderson:

H. B. 1363, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF JUSTICE TO DESIGN AND CONSTRUCT A STATE BUREAU OF INVESTIGATION EVIDENCE HANDLING BUILDING, is referred to the Committee on Appropriations.

On motion of Representative Anderson, the rules are suspended and the following is introduced and read the first time.

By Representative Anderson:

H. B. 1364, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL AGENTS AND EQUIPMENT TO THE STATE BUREAU

OF INVESTIGATION TO ENFORCE THE DRUG LAWS, is referred to the Committee on Appropriations.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 5, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that your request for the return of H. J. R. 1035, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MRS. EUGENIA PATTERSON VANLANDINGHAM AND THEREBY APPLAUDING THE EFFORTS TO REMOVE OR IMPROVE ABANDONED STRUCTURES WHICH BLIGHT THE SCENIC BEAUTY OF NORTH CAROLINA'S ROADWAYS, is acknowledged and we herewith comply.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Mavretic moves that the vote by which H. J. R. 1035, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MRS. EUGENIA PATTERSON VANLANDINGHAM AND THEREBY APPLAUDING THE EFFORTS TO REMOVE OR IMPROVE ABANDONED STRUCTURES WHICH BLIGHT THE SCENIC BEAUTY OF NORTH CAROLOINA'S ROADWAYS, passed its third reading be reconsidered and this motion carries.

Representative Mavretic offers Amendment No. 1 which is adopted by electronic vote (97-0).

This amendment changes the title and the House Joint Resolution to a House Resolution.

The resolution is adopted, as amended, by electronic vote (103-0).

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for H. B. 121, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CHIROPRACTORS FROM COLLECTING FEES IN CONNECTION WITH FREE SERVICES, is returned for concurrence in Senate amendment and is placed on the Calendar for June 7.

S. B. 599, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 36A OF THE GENERAL STATUTES REGARDING INVESTMENTS IN SECURITIES BY BANKS OR TRUST COMPANIES, is read the first time and is referred to the Committee on Banks and Thrift Institutions.

Committee Substitute for S. B. 714, A BILL TO BE ENTITLED AN ACT CREATING THE OFFENSE OF DUMPING LITTER ON PRIVATE PROPERTY, is read the first time and is referred to the Committee on Finance.

S. B. 616, A BILL TO BE ENTITLED AN ACT TO REQUIRE A PERSON TO RESIGN FROM STATE OR LOCAL OFFICE IF HE OR SHE SEEKS ANOTHER PUBLIC OFFICE THE TERM OF WHICH RUNS CONCURRENTLY WITH THAT

OF THE OFFICE HE IS HOLDING, is read the first time and is referred to the Committee on Election Laws.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 289, AN ACT TO PROVIDE FOR THE INTEGRITY OF DOMESTIC INSURANCE COMPANY ASSETS FOR THE PROTECTION OF POLICYHOLDERS.

H. B. 173, AN ACT TO REDISTRICT THE BOARD OF COMMISSIONERS OF MITCHELL COUNTY.

H. B. 379, AN ACT TO ALLOW ACTIONS INVOLVING UP TO ONE THOUSAND FIVE HUNDRED DOLLARS TO BE FILED AS SMALL CLAIMS.

H. B. 421, AN ACT TO AMEND THE CHARTER OF THE TOWN OF GARNER CONCERNING ZONING REGULATIONS.

H. B. 423, AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOLLY SPRINGS CONCERNING ZONING REGULATIONS.

H. B. 440, AN ACT CONCERNING NOTICES OF STREET CLOSINGS BY THE CITY OF DURHAM.

H. B. 449, AN ACT RELATING TO ZONING BY WAKE COUNTY.

H. B. 509, AN ACT TO AUTHORIZE THE CHARLOTTE-MECKLENBURG COUNTY BOARD OF EDUCATION TO CONTINUE ITS PILOT PROGRAM EXTENDING THE PROBATIONARY PERIOD FOR NONTENURED TEACHERS.

H. B. 529, AN ACT TO ADD ROBESON COUNTY TO THE LIST OF COUNTIES IN WHICH IT IS A CRIME TO OBTAIN AMBULANCE SERVICES WITHOUT INTENDING TO PAY FOR THE SERVICES OR TO MAKE AN UNNEEDED AMBULANCE REQUEST.

H. B. 546, AN ACT TO AMEND CHAPTER 6, PRIVATE LAWS OF NORTH CAROLINA 1840-1841, AS AMENDED, PERTAINING TO THE CONSTRUCTION, OPERATION AND FINANCING OF HOSPITAL AND MEDICAL CARE FACILITIES BY THE TRUSTEES OF THE REX HOSPITAL, RALEIGH, NORTH CAROLINA.

H. B. 571, AN ACT TO AUTHORIZE WAKE COUNTY TO ACCEPT GIFTS OF REAL PROPERTY FOR ROADWAY RESERVATIONS.

H. B. 603, AN ACT TO PERMIT THE TOWN OF CORNELIUS TO USE CONDITIONAL USE ZONING DISTRICTS.

H. B. 621, AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF OCEAN ISLE BEACH.

H. B. 650, AN ACT TO BRING MECKLENBURG COUNTY UNDER THE GENERAL LAW REGARDING SETTING SALARIES OF THE BOARD OF EDUCATION.

H. B. 862, AN ACT TO VALIDATE CERTAIN FORECLOSURE SALES.

H. B. 916, AN ACT TO CORRECT TECHNICAL ERRORS IN CHAPTER 14 OF THE 1985 SESSION LAWS, KENLY CHARTER REVISION.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Clark, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 194, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CERTIFICATION OF ADULT DAY CARE PROGRAMS.

On motion of Representative Holt, the House concurs in the Senate amendment, by electronic vote (87-13), and the bill is ordered enrolled.

H. B. 780, A BILL TO BE ENTITLED AN ACT TO CLARIFY SECTION 96-29 OF THE EMPLOYMENT SECURITY LAW.

On motion of Representative Enloe, the House concurs in the Senate amendment, by electronic vote (103-0), and the bill is ordered enrolled.

H. B. 532, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DARE COUNTY TO LEVY AN OCCUPANCY TAX. The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Hughes, Hurst, Jeralds, Keesee-Forrester, Lancaster, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Noles, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Wiser, Wood, B. Woodard, and Wright — 86.

Voting in the negative: Representatives Allran, Brawley, Brown, Cochrane, Cole, M. Hall, Huffman, Ligon, Privette, Robinson, Tallent, Windley, and C. Woodard — 13.

Excused absences: Representatives James, Kennedy, Mothershead, and R. Warren — 4.

S. B. 187, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE CONCERNING THE POWERS OF THE CITY MANAGER, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 188, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE CIVIL SERVICE BOARD, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 191, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO UPTOWN DEVELOPMENT PROJECTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 192, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE APPROVAL OF STREET NAME CHANGE REQUESTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 193, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE.

On motion of Representative Easterling, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

H. B. 1192, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY AUTHORIZE LOCAL HEALTH DEPARTMENTS TO CHARGE A FEE FOR THE ADMINISTRATION OF THE IMMUNIZATIONS REQUIRED PURSUANT TO G. S. 130A-152, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: Representatives Cole, Creecy, Cromer, Hege, and Rhodes — 5.

Excused absences: Representatives James, Kennedy, Mothershead, and R. Warren — 4.

H. B. 534, A BILL TO BE ENTITLED AN ACT TO MODIFY COURT COSTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans,

Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 103.

Voting in the negative: None.

Excused absences: Representatives James, Kennedy, Mothershead, and R. Warren — 4.

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS.

Representative Miller offers Amendment No. 2 which is adopted by electronic vote (104-0).

Representative Michaux offers Amendment No. 3 which is adopted by electronic vote (101-0).

Representative Pulley offers Amendment No. 4 which is adopted by electronic vote (99-0).

Representative Barnes offers Amendment No. 5 which is adopted by electronic vote (97-0).

The chair rules the amendments to be material, thus constituting the first reading of the bill.

The bill is placed on the Calendar for June 7 for its second roll call reading.

H. B. 953, A BILL TO BE ENTITLED AN ACT CREATING THE NORTH CAROLINA EDUCATIONAL FACILITIES FINANCE AGENCY AND AUTHORIZING SAID AGENCY TO FINANCE, REFINANCE, CONSTRUCT, PROVIDE AND ACQUIRE AND OTHERWISE UNDERTAKE HIGHER EDUCATIONAL FACILITIES.

Representative McDowell requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fletcher, Foster, Fussell, Gardner, Gist, Hackney, M. Hall, Hasty, Hauser, Hege, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: Representatives Ballance and Fitch — 2.

Excused absences: Representatives James, Kennedy, Mothershead, and R. Warren — 4.

Excused votes: Representative McDowell.

H. B. 961, A BILL TO BE ENTITLED AN ACT TO AMEND, SUBJECT TO THE APPROVAL OF THE ELECTORATE , ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO AUTHORIZE THE ISSUANCE OF REVENUE BONDS TO FINANCE AND REFINANCE HIGHER EDUCATION FACILITIES OWNED BY NONPROFIT CORPORATIONS.

Representative McDowell requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted by electronic vote (101-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, Hurst, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 95.

Voting in the negative: Representatives Ballance, Barnes, Diamont, Fitch, Hackney, and Hege — 6.

Excused absences: Representatives James, Kennedy, Mothershead, and R. Warren — 4.

Excused votes: Representative McDowell.

H. B. 1131, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PHYSICAL THERAPY PRACTICE ACT.

On motion of Representative Bob Etheridge, consideration of the bill is postponed until June 7.

H. B. 1174, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PERSONAL INCOME TAX EXEMPTION FOR TAXPAYERS WHOSE DEPENDENTS HAVE DOWN'S SYNDROME, passes its third reading, by electronic vote (102-0), and is ordered sent to the Senate.

Committee Substitute for H. B. 555, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN LAND IN WILLIAM B. UMSTEAD PARK FROM THE STATE NATURE AND HISTORIC PRESERVE FOR THE PURPOSE OF ACQUIRING THROUGH EXCHANGE OR PURCHASE OTHER LANDS FOR THE PARK,

passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (98-0), and is ordered sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 1153, A BILL TO BE ENTITLED AN ACT TO REQUIRE LIVESTOCK DEALERS TO KEEP RECORDS OF ALL TRANSACTIONS.

Representative Murphy offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (92-2).

Representative Bob Etheridge objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 1154, A BILL TO BE ENTITLED AN ACT TO REQUIRE GRAIN DEALERS TO KEEP RECORDS OF ALL TRANSACTIONS, passes its second reading by electronic vote (94-3).

Representative Bob Etheridge objects to the third reading. The bill remains on the Calendar.

H. J. R. 1352, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS OF THE STATE BOARD OF COMMUNITY COLLEGES, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H. B. 805, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM BOILER AND PRESSURE VESSEL ACT TO RESTORE THE AUTHORITY OF THE COMMISSIONER OF LABOR TO REGULATE CERTAIN HYDROPNEUMATIC PRESSURE VESSELS AND TO MAKE OTHER AMENDMENTS TO THE ACT, passes its second reading, by electronic vote (92-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 975, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO CREATE LAW ENFORCEMENT SERVICE DISTRICTS, passes its second reading, by electronic vote (87-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 988, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SHORT-TERM COMMITMENTS OF JUVENILES TO LOCAL APPROVED FACILITIES.

Representative Barnes offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 989, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SINGLE

AUDIT IMPLEMENTATION FOR LOCAL GOVERNMENTS, passes its second reading, by electronic vote (88-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1147, A BILL TO BE ENTITLED AN ACT TO ALLOW NONPROFIT ORGANIZATIONS TO CONDUCT A "GAMES" NIGHT.

On motion of Representative Payne, Committee Amendment No. 1 is adopted.

Representative Payne calls the previous question on the passage of the bill and the call is sustained.

The vote on second reading having resulted in a tie vote, the Speaker Pro Tempore, Representative Hunt, votes "aye" and the bill, as amended, passes its second reading by electronic vote (52-51).

Representative Bruce Ethridge objects to the third reading. The bill remains on the Calendar.

H. B. 933, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOAD LIGHTS TO BE ILLUMINATED FROM SUNSET TO SUNRISE, passes its second reading, by electronic vote (93-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1061, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE NATURE AND HISTORIC PRESERVE DEDICATION ACT BY REPEALING THE AUTHORITY TO GRANT UTILITY EASEMENTS IN JOCKEYS RIDGE STATE PARK, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (94-0), and is ordered sent to the Senate.

H. B. 1152, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY PERSON HAVING KNOWLEDGE OF THE THEFT OF ANY AGRICULTURAL COMMODITY TO REPORT THAT TO LOCAL LAW ENFORCEMENT OFFICERS.

On motion of Representative Murphy, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading by electronic vote (88-5).

On motion of Representative Blue, the bill is temporarily displaced.

S. B. 251, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FAIR HOUSING ACT.

Representative Hege requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

On motion of Representative Ballance, Committee Amendment No. 1 is adopted.

Representative Cromer offers Amendment No. 2 which fails of adoption by electronic vote (40-41).

Representative Ballance calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (72-16), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

On motion of Representative Pulley, H. B. 327, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A ONE-TIME TAX PENALTY AMNESTY PROGRAM TO ENCOURAGE PAYMENT OF UNPAID OR UNREPORTED INCOME TAXES AND SALES AND USE TAXES AND TO INCREASE THE PUNISHMENT FOR TAX EVASION, is withdrawn from the Committee on Judiciary No. 4 and re-referred to the Committee on Finance.

S. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNLAWFUL POSSESSION OF HYDROMORPHONE, COMMONLY KNOWN AS DILAUDID, A CLASS I FELONY.

On motion of Representative Barker, the bill is placed on the Calendar for June 7 as Special Order of Business.

On motion of Representative Lilley, seconded by Representative Easterling, the House adjourns to reconvene June 7 at 11:00 a.m.

EIGHTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, June 7, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barbee, Brubaker, Cromer, Edwards, Foster, Hughes, James, Kennedy, Ligon, Mothershead, Richardson, Robinson, Tallent, Wood, and Wright for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative McDowell for the Committee on Natural and Economic Resources:

H. B. 318, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE VOLUNTARY REGISTRATION AND DEDICATION OF NATURAL AREAS, with an unfavorable report.

H. B. 1249, A BILL TO BE ENTITLED AN ACT TO PLACE THE VENUS FLY TRAP ON THE NORTH CAROLINA PROTECTED PLANTS LISTS, with a favorable report.

S. B. 284, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR POSTING OF

NOTICE OF PENDING APPLICATIONS FOR CAMA PERMITS, with a favorable report.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 679, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 54B OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES RELATING TO SAVINGS AND LOAN ASSOCIATIONS, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Nye:

H. B. 1362, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BLADEN TECHNICAL COLLEGE, is referred to the Committee on Appropriations.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Beall, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for H. B. 557, A BILL TO BE ENTITLED AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF BELVILLE, is returned for concurrence in Senate amendment and is placed on the Calendar for June 10.

Committee Substitute for S. B. 272, A BILL TO BE ENTITLED AN ACT TO PROTECT HANDICAPPED PERSONS, is read the first time and is referred to the Committee on Judiciary No. 3.

S. B. 318, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STANLY COUNTY IS AUTHORIZED TO CONSTRUCT GAS LINES, is read the first time and is referred to the Committee on Local Government No. 1.

Committee Substitute for S. B. 299, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF PINEHURST, is read the first time and temporarily displaced.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 187, AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE CONCERNING THE POWERS OF THE CITY MANAGER.

S. B. 6, AN ACT TO DESIGNATE THE HORSEPASTURE RIVER A NATURAL RIVER.

S. B. 188, AN ACT TO AMEND CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE CIVIL SERVICE BOARD.

S. B. 191, AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO UPTOWN DEVELOPMENT PROJECTS.

S. B. 192, AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE APPROVAL OF STREET NAME CHANGE REQUESTS.

H. B. 135, AN ACT TO ALLOW MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO TRANSFER MEMBER CONTRIBUTIONS IN THE TEACHERS' AND STATE EMPLOYEES' AND LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEMS TO THE SUPPLEMENTAL RETIREMENT INCOME PLAN.

H. B. 194, AN ACT TO REQUIRE THE CERTIFICATION OF ADULT DAY CARE PROGRAMS.

H. B. 415, AN ACT TO PROVIDE A METHOD FOR ACTIVATING VOTERS WHEN A CITY HAS NOT HELD ITS MOST RECENT TWO ELECTIONS AND THE CHARTER OF THAT CITY IS REVISED.

H. B. 434, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF HILLSBOROUGH.

H. B. 490, AN ACT TO CLARIFY THE DUTY OF CANDIDATES, POLITICAL COMMITTEES, AND REFERENDUM COMMITTEES TO REPORT RECEIPTS AND EXPENDITURES RECEIVED OR MADE AFTER THE ELECTION.

H. B. 494, AN ACT TO CLARIFY THAT EXPENDITURE REPORTS SHALL INCLUDE THE NAME AND ADDRESS OF ALL INDIVIDUALS RECEIVING EXPENDITURES OVER A CERTAIN AMOUNT.

H. B. 496, AN ACT TO PROVIDE THAT SAVINGS AND LOAN ASSOCIATIONS SHALL HAVE THE SAME POWER AS BANKS TO MAKE LOANS TO CANDIDATES OR POLITICAL COMMITTEES IN THE ORDINARY COURSE OF BUSINESS.

H. B. 503, AN ACT TO ALLOW THE CITY OF CONCORD TO ENTER INTO LEASES OF UP TO TWENTY YEARS WITHOUT BID, AND TO CLARIFY FINANCING AVAILABLE TO THE CITY AND ITS BOARD OF LIGHT AND WATER COMMISSIONERS.

H. B. 572, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF APEX AND TO REPEAL PRIOR LOCAL ACTS.

H. B. 690, AN ACT CONCERNING LOCAL MATTERS IN ORANGE AND CHATHAM COUNTIES.

H. B. 780, AN ACT TO CLARIFY SECTION 96-29 OF THE EMPLOYMENT SECURITY LAW.

H. B. 836, AN ACT TO REGULATE PUBLIC HEALTH PHARMACY PRACTICE.

On motion of Representative Easterling H. B. 890, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 14-33 TO SPECIFY THE REQUIRED AGE OF THE DEFENDANT FOR ASSAULT ON A CHILD UNDER TWELVE YEARS OF AGE, is withdrawn from the Committee on Children and Youth and re-referred to the Committee on Courts and Administration of Justice.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 121, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CHIROPRACTORS FROM COLLECTING FEES IN CONNECTION WITH FREE SERVICES.

On motion of Representative Miller, the House concurs in the Senate amendment, by electronic vote (77-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 436, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF CLEMMONS IN FORSYTH COUNTY, SUBJECT TO REFERENDUM.

Representative McAlister offers Amendment No. 1 which is adopted by electronic vote (73-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Dawkins, Decker, DeVane. Duncan, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Fussell, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Jones, Justus, Keesee-Forrester, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, Windley, Wiser, B. Woodard, and C. Woodard — 75.

Voting in the negative: None.

Excused absences: Representatives Barbee, Brubaker, Cromer, Edwards, Foster, Hughes, James, Kennedy, Ligon, Mothershead, Richardson, Robinson, Tallent, Wicker, Wood, and Wright — 16.

Committee Substitute for H. B. 543, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF PINEHURST.

On motion of Representative Craven, H. B. 543 and the identical S. B. 299, read earlier on Messages from the Senate, are placed on the Calendar for June 10, 1985.

Committee Substitute for H. B. 615, A BILL TO BE ENTITLED AN ACT TO REDISTRICT THE PLACEMENT OF FENCES IN BUSINESS DISTRICTS IN THE TOWN OF WARRENTON, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPECIAL ORDER OF BUSINESS

S. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNLAWFUL POSSESSION OF HYDROMORPHONE, COMMONLY KNOWN AS DILAUDID, A CLASS I FELONY.

Representative Mavretic moves that the vote by which the motion by Representative Barker to re-refer the bill to Judiciary No. 1 was tabled on June 5 be reconsidered. This

motion carries by electronic vote (74-26). The Chair rules this to be a two-thirds majority vote.

On motion of Representative Barker, the bill is re-referred to the Committee on Judiciary No. 4 by electronic vote (77-22).

H. B. 953, A BILL TO BE ENTITLED AN ACT CREATING THE NORTH CAROLINA EDUCATIONAL FACILITIES FINANCE AGENCY AND AUTHORIZING SAID AGENCY TO FINANCE, REFINANCE, CONSTRUCT, PROVIDE AND ACQUIRE AND OTHERWISE UNDERTAKE HIGHER EDUCATIONAL FACILITIES.

Representative McDowell requests that he be excused from voting under Rule 24.1A and this request is granted.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Bob Etheridge, Bruce Ethridge, Fletcher, Fussell, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hurst, Jones, Justus, Keesee-Forrester, Lancaster, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Sizemore, Sparrow, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, and C.Woodard — 81.

Voting in the negative: Representatives Ballance, Fitch, Hege, and Spoon — 4.

Excused absences: Representatives Barbee, Brubaker, Cromer, Edwards, Foster, Hughes, James, Kennedy, Ligon, Mothershead, Richardson, Robinson, Tallent, Wicker, Wood, and Wright — 16.

Excused votes: Representative McDowell.

H. B. 961, A BILL TO BE ENTITLED AN ACT TO AMEND, SUBJECT TO THE APPROVAL OF THE ELECTORATE , ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO AUTHORIZE THE ISSUANCE OF REVENUE BONDS TO FINANCE AND REFINANCE HIGHER EDUCATION FACILITIES OWNED BY NONPROFIT CORPORATIONS.

Representative Diamont offers Amendment No. 2 which is adopted by electronic vote (60-28).

This amendment is ruled to be material thus constituting the first reading of the bill.

The bill is placed on the Calendar for June 10 for its second roll call reading.

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan,

Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Rhodes, Rhyne, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, Windley, Wiser, B. Woodard, and C. Woodard — 90.

Voting in the negative: Representative R. Warren.

Excused absences: Representatives Barbee, Brubaker, Cromer, Edwards, Foster, Hauser, Hughes, James, Kennedy, Ligon, Mothershead, Richardson, Robinson, Tallent, Wicker, Wood, and Wright — 17.

H. B. 1047, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CHECKING ACCOUNTS OF THE CLERKS OF SUPERIOR COURT AND FOR FEES FOR THE HANDLING OF FUNDS BY THE CLERKS OF SUPERIOR COURT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Murphy, Nesbitt, Noles, Owens, Pool, Pulley, Quinn, Redwine, Rhodes, Rhyne, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, and C. Woodard — 90.

Voting in the negative: None.

Excused absences: Representatives Barbee, Brubaker, Cromer, Edwards, Foster, Hauser, Hughes, James, Kennedy, Ligon, Mothershead, Richardson, Robinson, Tallent, Wicker, Wood, and Wright — 17.

H. B. 1131, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PHYSICAL THERAPY PRACTICE ACT.

Representative Bob Etheridge offers Amendment No. 1 which is adopted by electronic vote (89-0).

Representative Mavretic offers Amendment No. 2 which fails of adoption by electronic vote (33-62).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barnes, Barnhill, Beall, Beard, Blue, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge,Bruce Ethridge, Fitch, Fletcher, Fussell, Gardner, Gist, Greenwood,

Hackney, A. Hall, M. Hall, Hasty, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Quinn, Redwine, Rhodes, Rhyne, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, and C. Woodard — 88.

Voting in the negative: Representatives Barker, Bowman, Brown, Cole and Privette — 5.

Excused absences: Representatives Barbee, Brubaker, Cromer, Edwards, Foster, Hauser, Hughes, James, Kennedy, Ligon, Mothershead, Richardson, Robinson, Tallent, Wicker, Wood, and Wright — 17.

S. B. 357, A BILL TO BE ENTITLED AN ACT TO RAISE THE RENEWAL FEE FOR PROFESSIONAL ENGINEERS AND REGISTERED LAND SURVEYORS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barker, Barnes, Barnhill, Beall, Beard, Blue, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, and C. Woodard — 89.

Voting in the negative: Representative Bowman.

Excused absences: Representatives Barbee, Brubaker, Cromer, Edwards, Foster, Hauser, Hughes, James, Kennedy, Ligon, Mothershead, Richardson, Robinson, Tallent, Wicker, Wood, and Wright — 17.

H. B. 1152, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY PERSON HAVING KNOWLEDGE OF THE THEFT OF ANY AGRICULTURAL COMMODITY TO REPORT THAT TO LOCAL LAW ENFORCEMENT OFFICERS.

Representative Murphy offers Amendment No. 3 which is adopted by electronic vote (79-5).

The bill, as amended, passes its third reading, by electronic vote (78-4), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1153, A BILL TO BE ENTITLED AN ACT TO REQUIRE LIVESTOCK DEALERS TO KEEP RECORDS OF ALL TRANSACTIONS.

Representative Murphy offers Amendment No. 2 which is adopted by electronic vote (89-1).

The bill, as amended, passes its third reading, by electronic vote (84-4), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1154, A BILL TO BE ENTITLED AN ACT TO REQUIRE GRAIN DEALERS TO KEEP RECORDS OF ALL TRANSACTIONS.

On motion of Representative Murphy, consideration of the bill is postponed until June 12.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Owens, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

CALENDAR (Continued)

H. B. 1147, A BILL TO BE ENTITLED AN ACT TO ALLOW NONPROFIT ORGANIZATIONS TO CONDUCT A "GAMES" NIGHT.

Representative Payne offers Amendment No. 2 which is adopted by electronic vote (89-0).

Representative Chalk offers Amendment No. 3 which is adopted by electronic vote (90-3).

On motion of Representative Watkins, the bill is withdrawn from the Calendar, engrossed and re-referred to the Committee on Judiciary No. 4 by electronic vote (57-37).

Committee Substitute for H. B. 286, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF FINANCIAL RECORDS.

Representative Sizemore requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading by electronic vote (80-0).

Representative Blue objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 569, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN INTER-DISCIPLINARY COMMITTEE TO ASSIST THE COURT IN DEVELOPING ALTERNATIVES FOR STATUS OFFENDERS AND TO ALLOW PROTECTIVE CUSTODY IN RESPONSE TO VIOLATION OF THE TERMS OF A VALID PROTECTIVE SUPERVISION ORDER.

On motion of Representative Barnes, consideration of the bill is postponed until June 11.

Committee Substitute for H. B. 139, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROTECT THE WATERS OF THE STATE AGAINST POLLUTION FROM PACKAGE PLANTS.

On motion of Representative Evans, consideration of the bill is postponed until June 11.

H. B. 492, A BILL TO BE ENTITLED AN ACT REGULATING CONTRIBUTIONS BY POLITICAL COMMITTEES NOT REGISTERED IN NORTH CAROLINA TO CANDIDATES AND REGISTERED POLITICAL COMMITTEES.

On motion of Representative McAlister, consideration of the bill is postponed until June 10.

H. B. 493, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CEILING ON

CONTRIBUTIONS TO A POLITICAL COMMITTEE IN YEARS BEFORE THE ELECTION YEAR.

On motion of Representative McAlister, consideration of the bill is postponed until June 10.

H. B. 747, A BILL TO BE ENTITLED AN ACT TO PRESCRIBE COMPENSATION FOR SUPERVISORS OF ELECTIONS.

On motion of Representative Beall, consideration of the bill is postponed until June 10.

H. B. 1121, A BILL TO BE ENTITLED AN ACT TO PLACE CERTAIN REQUIREMENTS ON THE DEPARTMENT OF TRANSPORTATION WHEN IT ABANDONS A HIGHWAY NEAR THE ATLANTIC OCEAN.

On motion of Representative Bruce Ethridge, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (76-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1183, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 7A, ARTICLES 42 AND 52, TO PROVIDE FOR COURT REVIEW OF THE VOLUNTARY PLACEMENT OF A JUVENILE IN FOSTER CARE PURSUANT TO AN AGREEMENT BETWEEN THE JUVENILE'S PARENTS OR GUARDIAN AND THE DIRECTOR OF SOCIAL SERVICES.

On motion of Representative B. Woodard, consideration of the bill is postponed until June 11.

H. B. 1056, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ABORTION REMAINS BE DISPOSED OF IN A HUMANE MANNER, LIMITED TO BURIAL OR CREMATION.

On motion of Representative B. Woodard, Rule 38(b) is suspended and the bill and amendment are re-referred to the Committee on Appropriations by electronic vote (49-31).

H. B. 1036, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PURCHASE OF LIABILITY INSURANCE BY BOARDS OF TRUSTEES IN THE COMMUNITY COLLEGE SYSTEM.

On motion of Representative Beall, consideration of the bill is postponed until June 10.

House Committee Substitute No. 2 for S. B. 32, A BILL TO BE ENTITLED AN ACT TO PERMIT ENFORCEMENT OF ALIMONY JUDGEMENTS WHILE ON APPEAL.

On motion of Representative Hunter, consideration of the bill is postponed until June 11.

S. B. 268, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INITIAL RANDOMIZATION OF THE BIENNIAL JURY LIST IN COUNTIES USING ELECTRONIC DATA PROCESSING EQUIPMENT FOR JURY SELECTION, passes its second reading, by electronic vote (78-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 593, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE THAT ANY ACTION, SUIT OR PROCEEDING WHICH RELATES TO ANY BONDS ISSUED UNDER CHAPTER 159B OR TO ANY SECURITY FOR SAID BONDS MUST BE TRIED IN THE SUPERIOR COURT OF WAKE COUNTY.

On motion of Representative Quinn, consideration of the bill is postponed until June 11.

On motion of Representative Lilley, seconded by Representative Hightower, the House adjourns to reconvene Monday, June 10 at 8:00 p.m.

NINETIETH DAY

HOUSE OF REPRESENTATIVES
Monday, June 10, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives A. Hall and James for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 936, A BILL TO BE ENTITLED AN ACT TO ALLOW ESTATES TO OBTAIN THE FULL BENEFIT OF THE DEDUCTION FOR INTEREST PAID WITH RESPECT TO DEFERRED INSTALLMENTS OF FEDERAL ESTATE TAX, with a favorable report.

H. B. 1005, A BILL TO BE ENTITLED AN ACT TO CONFORM PAYMENTS OF NORTH CAROLINA ESTIMATED TAX PENALTIES FOR INDIVIDUALS TO FEDERAL ESTIMATED TAX PAYMENT PENALTIES, with a favorable report.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 1008, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA MANUFACTURED HOUSING BOARD ACT AND TO MAKE THE TERMINOLOGY REGARDING MANUFACTURED HOUSING CONSISTENT THROUGHOUT THE GENERAL STATUTES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 12. The original bill is placed on the Unfavorable Calendar.

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS IN LEGISLATIVE RETIREMENT AND HEALTH BENEFITS, with a favorable report.

H. B. 262, A BILL TO BE ENTITLED AN ACT TO INCREASE MONTHLY PENSION BENEFITS IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

H. B. 263, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FIREMEN AND RESCUE SQUAD WORKERS RETROACTIVE MEMBERSHIP IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

H. B. 264, A BILL TO BE ENTITLED AN ACT TO PROVIDE A DEATH BENEFIT TO RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Tyndall, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

H. B. 293, A BILL TO BE ENTITLED AN ACT TO PROVIDE EMPLOYER MATCHING CONTRIBUTIONS FOR CERTAIN MEMBERS OF THE SUPPLEMENTAL RETIREMENT INCOME PLAN OF NORTH CAROLINA WHOSE SALARIES ARE PAID OR SUPPORTED BY THE STATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 329, A BILL TO BE ENTITLED AN ACT TO ALLOW RETROACTIVE MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESERVE SQUAD WORKERS' PENSION FUND, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative DeVane, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill is engrossed and re-referred to the Committee on Appropriations.

H. B. 535, A BILL TO BE ENTITLED AN ACT TO PERMIT STATE LAW ENFORCEMENT OFFICERS TO RESTORE WITHDRAWN CONTRIBUTIONS AND CREDITABLE SERVICE, AND TO RESTORE FORFEITED CREDITABLE SERVICE OF WILDLIFE PROTECTORS, with a favorable report.

H. B. 695, A BILL TO BE ENTITLED AN ACT TO REFUND CERTAIN FIREMEN CONTRIBUTIONS IN THE LOCAL GOVERNMENTAL EMPLOYEES'

RETIREMENT SYSTEM TO SURVIVING BENEFICIARIES, with an indefinite postponement report.

H. B. 711, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE AND LOCAL GOVERNMENT RETIREMENT AND PENSION PAYMENTS TO THE REQUIREMENTS FOR THE ENFORCEMENT OF CHILD SUPPORT AND EQUITABLE DISTRIBUTION OF MARITAL PROPERTY OBLIGATIONS, with a favorable report.

H. B. 715, A BILL TO BE ENTITLED AN ACT TO ALLOW PARTICIPANTS IN THE OPTIONAL RETIREMENT PROGRAM OF THE UNIVERSITY OF NORTH CAROLINA TO BECOME ELIGIBLE FOR MEMBERSHIP IN THE SUPPLEMENTAL RETIREMENT INCOME PLAN OF NORTH CAOLINA, with a favorable report.

H. B. 776, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST-OF-LIVING INCREASES IN THE RETIREMENT ALLOWANCES PAID TO RETIRED LOCAL GOVERNMENT EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 777, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST-OF-LIVING INCREASES IN THE RETIREMENT ALLOWANCES PAID TO RETIRED TEACHERS, STATE EMPLOYEES, AND JUDICIAL PERSONNEL, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 1266, A BILL TO BE ENTITLED AN ACT TO PERMIT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE MEMBERSHIP SERVICE CREDITS FOR OMITTED CONTRIBUTIONS, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Locks, Ballance, Barnhill, Beall, Beard, Clark, DeVane, Edwards, Fitch, Fussell, Hasty, Hauser, Jeralds, Jones, Nye, Pool, Richardson, Tyson, E. Warren, and Wright:

H. B. 1365, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE GRANTS AVAILABLE UNDER THE AMERICAN INDIAN STUDENT LEGISLATIVE GRANT PROGRAM, is referred to the Committee on Appropriations.

By Representative Enloe:

H. B. 1366, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE CONSTRUCTION OF A NEW SEWAGE TREATMENT PLANT FOR THE TOWN OF ROBBINSVILLE, is referred to the Committee on Appropriations.

By Representative Clark:

H. B. 1367, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A SPECIAL ELECTION IN THE CITY OF FAYETTEVILLE TO CONDUCT MUNICIPAL ELECTIONS, is referred to the Committee on Election Laws.

By Representative Beall:

H. B. 1368, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE TOWN OF HOT SPRINGS, is referred to the Committee on Finance.

By Representatives Holroyd, Blue, Fussell, Sparrow, Stamey, and Wiser:

H. B. 1369, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO LIFE EXPERIENCES, INC., FOR EMPLOYMENT AND TRAINING OF MENTALLY HANDICAPPED ADULTS, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 800, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LETTER RETURNED BECAUSE THE PERSON NO LONGER LIVES AT AN ADDRESS SHALL NOT BE ADMISSIBLE EVIDENCE IN A CHALLENGE MADE ON THE DAY OF A PRIMARY OR ELECTION, is returned for concurrence in Senate amendment and is placed on the Calendar for June 11.

H. B. 821, A BILL TO BE ENTITLED AN ACT TO BAN THE ADDITION OF SULFITING AGENTS TO CERTAIN FOODS, is returned for concurrence in Senate amendment and is placed on the Calendar for June 11.

S. B. 337, A BILL TO BE ENTITLED AN ACT TO AMEND THE APPLICATION FEE AND COST RECOVERY PROVISIONS OF G. S. 110-130.1 REGARDING NON-AFDC SERVICES, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 366, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE SALES AND USE TAX SHELLS SOLD TO THE STATE FOR USE IN SHELLFISH BEDS, is read the first time and is referred to the Committee on Finance.

S. B. 464, A BILL TO BE ENTITLED AN ACT RELATING TO COSMETIC ARTS, is read the first time and is referred to the Committee on State Government.

S. B. 645, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF COMMERCIAL WATER TREATMENT OPERATION FIRMS, is read the first time and is referred to the Committee on Human Resources.

S. B. 673, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM ANATOMICAL GIFT ACT RELATING TO CORNEA DONATIONS, is read the first time and is referred to the Committee on Human Resources.

S. B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW ON-PREMISE SALES OF BEER AT MINI-BREWERIES, is read the first time and is referred to the Committee on Alcoholic Beverage Control.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 446, AN ACT TO PREVENT TAKING WILD TURKEYS WITH RIFLES.

H. B. 515, AN ACT TO AMEND CHAPTER 35 AND CHAPTER 108A REGARDING

THE APPOINTMENT OF DISINTERESTED PUBLIC AGENTS AND OTHERS AS GUARDIANS.

H. B. 614, AN ACT TO INCREASE CERTAIN FEES CHARGED BY THE BOARD OF MEDICAL EXAMINERS.

H. B. 630, AN ACT TO PERMIT ELECTROFISHING FOR CATFISH IN A PORTION OF THE CAPE FEAR RIVER IN BLADEN COUNTY.

H. B. 669, AN ACT TO INCREASE CERTAIN FEES FOR ARCHITECTS.

H. B. 681, AN ACT TO IMPOSE COMPARABLE LICENSE FEES ON OUT-OF-STATE FISHERMEN.

S. B. 265, AN ACT TO AUTHORIZE THE STATE REGISTRAR TO RETAIN OVERPAYMENTS OF TWO DOLLARS OR LESS UNLESS THE PAYOR REQUESTS A REFUND.

H. B. 121, AN ACT TO PROHIBIT CHIROPRACTORS FROM COLLECTING FEES IN CONNECTION WITH FREE SERVICES.

S. B. 268, AN ACT TO PROVIDE FOR INITIAL RANDOMIZATION OF THE BIENNIAL JURY LIST IN COUNTIES USING ELECTRONIC DATA PROCESSING EQUIPMENT FOR JURY SELECTION.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 557, A BILL TO BE ENTITLED AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF BELVILLE.

On motion of Representative Redwine, the House concurs in the Senate amendment, by electronic vote (96-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 436, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF CLEMMONS IN FORSYTH COUNTY, SUBJECT TO REFERENDUM.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 101.

Voting in the negative: None.

Excused absences: Representatives A. Hall and James — 2.

Committee Substitute for H. B. 606, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY AND THE CITY OF RALEIGH TO LEVY OCCUPANCY TAXES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Buchanan, Bumgardner, Chalk, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Holmes, Holt, Hudson, Hughes, Hunt, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Tyndall, Walker, E. Warren, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: Representatives Allran, Brawley, Brown, Brubaker, Chapin, Cochrane, M. Hall, Hege, Huffman, Ligon, Robinson, and Windley — 12.

Excused absences: Representatives A. Hall and James — 2.

Committee Substitute for H. B. 543, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF PINEHURST.

On motion of Representative Craven, the bill is temporarily displaced in order that S. B. 299 may be considered at this time.

Committee Substitute for S. B. 299, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF PINEHURST, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lineberry, Locks, Lutz, McAlister, McDowell, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 104.

Voting in the negative: None.

Excused absences: Representatives A. Hall and James — 2.

On motion of Representative Craven, consideration of Committee Substitute for H. B. 543 is postponed until June 11.

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Hackney, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: Representatives Noles and R. Warren — 2.

Excused absences: Representatives A. Hall and James — 2.

H. B. 1131, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PHYSICAL THERAPY PRACTICE ACT.

Representative Bumgardner offers Amendment No. 2 which fails of adoption by electronic vote (29-80).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beard, Blue, Bowman, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 95.

Voting in the negative: Representatives Beall, Brown, Bumgardner, Chalk, Craven, Creecy, Decker, M. Hall, Hege, Kennedy, Noles, Privette, and Wood — 13.

Excused absences: Representatives A. Hall and James — 2.

Representative Hunt, Speaker Pro Tempore, presiding.

H. B. 1047, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CHECKING ACCOUNTS OF THE CLERKS OF SUPERIOR COURT AND FOR FEES FOR THE HANDLING OF FUNDS BY THE CLERKS OF SUPERIOR COURT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church,

Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 107.

Voting in the negative: None.

Excused absences: Representatives A. Hall and James — 2.

S. B. 357, A BILL TO BE ENTITLED AN ACT TO RAISE THE RENEWAL FEE FOR PROFESSIONAL ENGINEERS AND REGISTERED LAND SURVEYORS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: Representative Bowman.

Excused absences: Representatives A. Hall and James — 2.

H. B. 961, A BILL TO BE ENTITLED AN ACT TO AMEND, SUBJECT TO THE APPROVAL OF THE ELECTORATE, ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO AUTHORIZE THE ISSUANCE OF REVENUE BONDS TO FINANCE AND REFINANCE HIGHER EDUCATION FACILITIES OWNED BY NONPROFIT CORPORATIONS.

Representative McDowell requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fletcher, Foster, Fussell, Gist, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hurst, Jeralds, Justus, Keesee-Forrester,

Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: Representatives Ballance, Barnes, Fitch, and Hackney — 4.

Excused absences: Representatives A. Hall and James — 2.

Excused votes: Representative McDowell.

Committee Substitute for H. B. 286, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF FINANCIAL RECORDS, passes its third reading, by electronic vote (95-2), and is ordered sent to the Senate.

Committee Substitute No. 3 for H. B. 77, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN FELONY CHILD ABUSE BY PROHIBITING THE INFLICTION OF ANY SERIOUS INJURY AND BY INCREASING THE PUNISHMENT, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 601, A BILL TO BE ENTITLED AN ACT TO CREATE THE COMMITTEE ON INCENTIVE PAY.

On motion of Representative Keesee-Forrester, consideration of the bill is postponed until June 12.

Committee Substitute for H. B. 1062, A BILL TO BE ENTITLED AN ACT PERMITTING THE BARBER BOARD MORE LATITUDE CONCERNING RECIPROCAL BARBER LICENSES, passes its second reading, by electronic vote (95-9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 455, A BILL TO BE ENTITLED AN ACT TO PREVENT DOUBLE RECOVERY OF WORKERS' COMPENSATION AND UNEMPLOYMENT BENEFITS, passes its second reading, by electronic vote (105-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 724, A BILL TO BE ENTITLED AN ACT RELATING TO CONFIDENTIALITY OF LIBRARY USER RECORDS, passes its second reading by electronic vote (101-4).

Representative Justus objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 895, A BILL TO BE ENTITLED AN ACT TO VALIDATE THE APPOINTMENTS THAT HAVE ALREADY BEEN MADE BY BOARDS OF COUNTY COMMISSIONERS AND LOCAL BOARDS OF EDUCATION OF THEIR OWN MEMBERS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES, BUT TO FORBID FURTHER SUCH APPOINTMENTS BY BOARDS OF COUNTY COMMISSIONERS.

Representative Church moves that the bill be re-referred to the Committee on Higher Education and this motion fails.

Representative Anderson offers Amendment No. 1 which fails of adoption.

The bill passes its second reading by electronic vote (84-26).

Representative Hudson objects to the third reading. The bill remains on the Calendar.

On motion of Representative Pool, the bill is placed on the Calendar for June 12.

Committee Substitute for H. B. 1305, A BILL TO BE ENTITLED AN ACT TO IMPOSE SPECIAL PROBATION FOR FOURTH AND SUBSEQUENT CONVICTIONS OF WRITING WORTHLESS CHECKS.

On motion of Representative Windley, consideration of the bill is postponed until June 12.

H. B. 1249, A BILL TO BE ENTITLED AN ACT TO PLACE THE VENUS FLY TRAP ON THE NORTH CAROLINA PROTECTED PLANTS LISTS, passes its second reading, by electronic vote (99-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 679, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 54B OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES RELATING TO SAVINGS AND LOAN ASSOCIATIONS.

On motion of Representative Evans, Committee Amendments Nos. 1 and 2 are adopted.

The bill, as amended, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 492, A BILL TO BE ENTITLED AN ACT REGULATING CONTRIBUTIONS BY POLITICAL COMMITTEES NOT REGISTERED IN NORTH CAROLINA TO CANDIDATES AND REGISTERED POLITICAL COMMITTEES.

On motion of Representative McAlister, Committee Amendment No. 1 is adopted by electronic vote (69-31).

The bill, as amended, passes its second reading, by electronic vote (75-28), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 493, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CEILING ON CONTRIBUTIONS TO A POLITICAL COMMITTEE IN YEARS BEFORE THE ELECTION YEAR.

On motion of Representative McAlister, consideration of the bill is postponed until June 11.

H. B. 747, A BILL TO BE ENTITLED AN ACT TO PRESCRIBE COMPENSATION FOR SUPERVISORS OF ELECTIONS.

Representative Beall calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (65-39).

Representative Redwine objects to the third reading. The bill remains on the Calendar.

H. B. 1036, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PURCHASE OF LIABILITY INSURANCE BY BOARDS OF TRUSTEES IN THE COMMUNITY COLLEGE SYSTEM, passes its second reading, by electronic vote (99-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 284, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR POSTING OF NOTICE OF PENDING APPLICATIONS FOR CAMA PERMITS, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

On motion of Representative Lilley, seconded by Representative McAlister, the House adjourns to reconvene June 11 at 1:30 p.m.

NINETY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 11, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Wood.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bumgardner, James, and Pool for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Foster for the Committee on Education:

H. B. 104, A BILL TO BE ENTITLED AN ACT TO ADOPT A CAREER DEVELOPMENT PLAN FOR TEACHERS AND ADMINISTRATORS IN NORTH CAROLINA'S PUBLIC SCHOOLS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 1066, A BILL TO BE ENTITLED AN ACT TO REPEAL THE AUTHORIZATION OF LOCAL SCHOOL BOARDS TO ALLOW CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE ON ANY PROPERTY OWNED OR LEASED BY LOCAL BOARDS OF EDUCATION, with a favorable report.

H. B. 1212, A BILL TO BE ENTITLED AN ACT TO CLARIFY PARENT RESPONSIBILITY FOR SCHOOL FEES AND CHARGES, with a favorable report.

S. B. 136, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONFIDENTIALITY OF EDUCATION RECORDS, with a favorable report.

S. B. 225, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GRADE LEVELS AT WHICH CERTAIN TESTS ARE ADMINISTERED, with a favorable report.

S. B. 391, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE SPECIAL EDUCATION HEARING PROCESS, with a favorable report.

By Representative Barker for the Committee on Mental Health:

H. B. 1024, A BILL TO BE ENTITLED AN ACT TO PERMIT LICENSED PSYCHOLOGISTS WITH AT LEAST TWO YEARS CLINICAL EXPERIENCE TO CONDUCT INITIAL INVOLUNTARY COMMITMENT EVALUATIONS, with a favorable report, as amended.

Committee substitute for S. B. 58, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA, with an unfavorable report as to Senate committee substitute bill, favorable as to House committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 13. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Quinn for the Committee on Finance:

Committee Substitute for H. B. 947, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MILITARY LIQUOR BROKER PERMIT, without prejudice report, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations.

H. B. 1208, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-83 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT RELATING TO SEAPORTS AND AIRPORTS, with a favorable report.

Committee Substitute for S. B. 413, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO PENALTIES FOR VIOLATION OF THE REVENUE LAWS, without prejudice report, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary No. 1.

The committee substitute bill is re-referred to the Committee on Judiciary No. 1.

S. B. 428, A BILL TO BE ENTITLED AN ACT TO ALLOW A SUPPLIER OF SPECIAL FUEL WHO CONSIGNS FUEL TO A RESELLER TO PAY THE EXCISE TAX ON THE FUEL WHEN IT IS SOLD BY THE RESELLER INSTEAD OF WHEN IT IS DELIVERED TO THE RESELLER, with a favorable report.

Committee Substitute for S. B. 714, A BILL TO BE ENTITLED AN ACT CREATING THE OFFENSE OF DUMPING LITTER ON PRIVATE PROPERTY, with a favorable report.

By Representative Church for the Committee on Higher Education:

H. B. 1237, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO JAMES SPRUNT TECHNICAL COLLEGE, with a favorable report, as amended.

H. B. 1288, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO DURHAM TECHNICAL INSTITUTE, with a favorable report.

H. B. 1359, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE NOMINATION OF PERSONS FOR THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report, as amended.

By Representative James for the Committee on Agriculture:

H. B. 1115, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF AGRICULTURE TO ADOPT REQUIREMENTS FOR APPLE GRADE STANDARDS, with a favorable report, as amended.

H. B. 1215, A BILL TO BE ENTITLED AN ACT TO DEFINE KEROSENE IN ACCORDANCE WITH STANDARDS ADOPTED BY THE GASOLINE AND OIL INSPECTION BOARD, with a favorable report.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 512, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 48-25 TO PERMIT DISCLOSURE OF INFORMATION CONCERNING ADOPTEES AND THEIR BIOLOGICAL RELATIVES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 13. The original bill is placed on the Unfavorable Calendar.

H. B. 513, A BILL TO BE ENTITLED AN ACT TO GIVE NOTICE TO AGENCIES OF MOTIONS TO OPEN ADOPTION RECORDS, with a favorable report.

H. B. 665, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE VI AND CHAPTER 108A REGARDING PROTECTION OF THE ABUSED, NEGLECTED OR EXPLOITED DISABLED ADULT ACT, with a favorable report, as amended.

S. B. 339, A BILL TO BE ENTITLED AN ACT CLARIFYING THE STANDING OF THE DESIGNATED REPRESENTATIVE OF COUNTY COMMISSIONERS TO BRING ACTIONS UNDER THIS ARTICLE, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 467, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CHARLOTTE TO SET REQUIREMENTS FOR PUBLIC PROJECTS CONTRACTS, with an unfavorable report.

H. B. 809, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENTS FOR RAPES, SEXUAL OFFENSES, ASSAULTS, AND ROBBERIES COMMITTED AGAINST THE ELDERLY AND TO INCREASE THE PUNISHMENTS FOR CERTAIN ASSAULTS ON THE HANDICAPPED, with a favorable report, as amended.

H. B. 1258, A BILL TO BE ENTITLED AN ACT TO PERMIT QUALIFIED SURETY COMPANIES TO GUARANTEE ARREST BOND CERTIFICATES OFFERED BY AUTOMOBILE CLUBS AND ASSOCIATIONS; REQUIRING THE

ACCEPTANCE OF THOSE GUARANTEED ARREST BOND CERTIFICATES IN THE EVENT OF VIOLATION OF CERTAIN MOTOR VEHICLE LAWS; AND TO PROVIDE FOR THE FORFEITURE OF THE GUARANTEED ARREST BOND CERTIFICATES, with a favorable report, as amended.

By Representative Wicker for the Committee on Courts and Administration of Justice:

S. B. 378, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT DEFENDANTS CONVICTED OF DRUG TRAFFICKING OR CONSPIRING TO COMMIT DRUG TRAFFICKING MAY NOT AVOID THE FINES IMPOSED FOR THESE OFFENSES BY SERVING AN ADDITIONAL THIRTY DAYS IN PRISON, with a favorable report.

By Representative Murphy for the Committee on Health:

H. B. 882, A BILL TO BE ENTITLED AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS, with a favorable report, as amended.

H. B. 1137, A BILL TO BE ENTITLED AN ACT TO ALLOW QUALIFIED UNITS OF LOCAL GOVERNMENTS TO ISSUE PERMITS FOR THE EXTENSION OF SEWER AND WATER LINES IN LIEU OF STATE APPROVAL, with a favorable report.

H. B. 1291, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC LAW, with a favorable report.

Committee Substitute for S. B. 230, A BILL TO BE ENTITLED AN ACT TO AMEND PROVISIONS CONCERNING COMPENSATION OF MEMBERS OF LOCAL BOARDS OF HEALTH AND BOARDS OF SOCIAL SERVICES, with a favorable report.

By Representative Brannan for the Committee on Law Enforcement:

H. B. 1303, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 20 OF CHAPTER 15A OF THE GENERAL STATUTES TO PROHIBIT USE OF FORCE IN RESISTING ARREST, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 13. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

S. B. 441, A BILL TO BE ENTITLED AN ACT TO CHANGE THE QUALIFICATIONS FOR A LIMITED PILOTAGE LICENSE ISSUED BY THE CAPE FEAR NAVIGATION AND PILOTAGE COMMISSION, with a favorable report.

On motion of Representative Nesbitt, H. B. 1292, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF LANDOWNERS TO PERSONS ENTERING THEIR PREMISES WITH PERMISSION, is withdrawn from the Committee on Insurance and re-referred to the Committee on Judiciary No. 3.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Robinson, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Ballance:

H. B. 1370, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A HALIFAX COUNTY 4-H AND YOUTH CAMP, is referred to the Committee on Appropriations.

By Representative Wiser:

H. B. 1371, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR TAXPAYERS WHOSE DEPENDENTS HAVE CERTAIN SEVERE HEAD INJURIES, is referred to the Committee on Finance.

By Representatives Colton, N. J. Crawford, Greenwood, and Nesbitt:

H. B. 1372, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HOMESPUN MUSEUM TO DEVELOP AN EXHIBIT ROOM, is referred to the Committee on Appropriations.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 173, AN ACT TO AMEND G. S. 54B-14 CONCERNING EXAMINATION OF CERTIFICATES OF INCORPORATION OF SAVINGS AND LOAN ASSOCIATIONS BY THE SECRETARY OF STATE.

S. B. 193, AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE.

S. B. 251, AN ACT TO CLARIFY THE FAIR HOUSING ACT.

S. B. 284, AN ACT TO PROVIDE FOR POSTING OF NOTICE OF PENDING APPLICATIONS FOR CAMA PERMITS.

S. B. 357, AN ACT TO RAISE THE RENEWAL FEE FOR PROFESSIONAL ENGINEERS AND REGISTERED LAND SURVEYORS.

H. B. 557, AN ACT TO AMEND THE DISTRIBUTION OF PROCEEDS FROM THE OPERATION OF LIQUOR STORES IN THE TOWN OF BELVILLE.

H. B. 607, AN ACT TO PROVIDE THAT WHEN THE GENERAL ASSEMBLY PROVIDES FOR THE INCORPORATION OF A MUNICIPALITY AND THE SIMULTANEOUS DISSOLUTION OF A SANITARY DISTRICT CONTAINED WITHIN ITS BORDERS, NO REFERENDUM NEED BE HELD.

H. B. 696, AN ACT TO EXEMPT NONPROFIT TEEN CENTERS FROM THE PRIVILEGE LICENSE TAX ON AMUSEMENTS.

H. B. 758, AN ACT TO AUTHORIZE A TESTATOR TO EXEMPT A TESTAMENTARY TRUSTEE FROM THE REQUIREMENT THAT THE TRUSTEE MUST QUALIFY BEFORE THE CLERK OF SUPERIOR COURT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H. B. 1045, AN ACT TO REQUIRE MARINA OPERATORS TO REPORT ALL FLOATING HOMES AND FLOATING STRUCTURES DOCKED OR STORED AT MARINAS TO THE COUNTY ASSESSOR.

CALENDAR

Action is taken on the following:

H. B. 821, A BILL TO BE ENTITLED AN ACT TO BAN THE ADDITION OF SULFITING AGENTS TO CERTAIN FOODS.

On motion of Representative Jones, the House does not concur in Senate Amendment No. 2, by electronic vote (92-11), and conferees are requested.

On motion of RepresentativeJones, the House concurs in Senate Amendment No. 3 by electronic vote (112-0).

The Speaker announces the appointment of Representatives Jones, Lilley, and E. Warren as conferees and the Senate is notified by Special Message.

H. B. 800, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LETTER RETURNED BECAUSE THE PERSON NO LONGER LIVES AT AN ADDRESS SHALL NOT BE ADMISSIBLE EVIDENCE IN A CHALLENGE MADE ON THE DAY OF A PRIMARY OR ELECTION.

On motion of Representative Blue, the House concurs in the Senate amendment, which changes the title, by electronic vote (100-3), and the bill is ordered enrolled.

Committee Substitute for H. B. 606, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY AND THE CITY OF RALEIGH TO LEVY OCCUPANCY TAXES.

Representative Blue offers Amendment No. 1 which is adopted by electronic vote (105-0).

Representative Chapin offers Amendment No. 2 which fails of adoption by electronic vote (37-71).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brubaker, Chalk, Church, Clark, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Greenwood, Hackney, Hasty, Hauser, Holroyd, Holt, Hudson, Hurst, Jeralds, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Quinn, Redwine, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Wiser, B. Woodard, and Wright — 83.

Voting in the negative: Representatives Brawley, Brown, Buchanan, Chapin, Cochrane, Cole, Cromer, M. Hall, Hege, Huffman, Hughes, Justus, Ligon, Privette, Rhodes, Robinson, Windley, and Wood — 18.

Excused absences: Representatives Bumgardner, James, and Pool — 3.

Committee Substitute for S. B. 299, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF PINEHURST, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 108.

Voting in the negative: None.

Excused absences: Representatives Bumgardner, James, and Pool — 3.

Committee Substitute for H. B. 543, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF PINEHURST.

On motion of Representative Craven, consideration of the bill is postponed until June 13.

H. B. 961, A BILL TO BE ENTITLED AN ACT TO AMEND, SUBJECT TO THE APPROVAL OF THE ELECTORATE, ARTICLE V OF THE CONSTITUTION OF NORTH CAROLINA TO AUTHORIZE THE ISSUANCE OF REVENUE BONDS TO FINANCE AND REFINANCE HIGHER EDUCATION FACILITIES OWNED BY NONPROFIT CORPORATIONS.

RepresentativeMcDowell requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill, as amended, passes its third reading, by the following vote,and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Hudson, Huffman, Hughes, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Owens, Payne, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 101.

Voting in the negative: Representatives Ballance, Barnes, Blue, Fitch, and Hackney — 5.

Excused absences: Representatives Bumgardner, James and Pool — 3.

Excused votes: Representative McDowell.

H. B. 747, A BILL TO BE ENTITLED AN ACT TO PRESCRIBE COMPENSATION FOR SUPERVISORS OF ELECTIONS, passes its third reading, by electronic vote (74-33), and is ordered sent to the Senate.

Committee Substitute for H. B. 724, A BILL TO BE ENTITLED AN ACT RELATING TO CONFIDENTIALITY OF LIBRARY USER RECORDS, passes its third reading, by electronic vote (99-10), and is ordered sent to the Senate.

H. B. 936, A BILL TO BE ENTITLED AN ACT TO ALLOW ESTATES TO OBTAIN THE FULL BENEFIT OF THE DEDUCTION FOR INTEREST PAID WITH RESPECT TO DEFERRED INSTALLMENTS OF FEDERAL ESTATE TAX, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1005, A BILL TO BE ENTITLED AN ACT TO CONFORM PAYMENTS OF NORTH CAROLINA ESTIMATED TAX PENALTIES FOR INDIVIDUALS TO FEDERAL ESTIMATED TAX PAYMENT PENALTIES, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS IN LEGISLATIVE RETIREMENT AND HEALTH BENEFITS, passes its second reading, by electronic vote (101-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 535, A BILL TO BE ENTITLED AN ACT TO PERMIT STATE LAW ENFORCEMENT OFFICERS TO RESTORE WITHDRAWN CONTRIBUTIONS AND CREDITABLE SERVICE, AND TO RESTORE FORFEITED CREDITABLE SERVICE OF WILDLIFE PROTECTORS, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 711, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE AND LOCAL GOVERNMENT RETIREMENT AND PENSION PAYMENTS TO THE REQUIREMENTS FOR THE ENFORCEMENT OF CHILD SUPPORT AND EQUITABLE DISTRIBUTION OF MARITAL PROPERTY OBLIGATIONS, passes its second reading, by electronic vote (98-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 715, A BILL TO BE ENTITLED AN ACT TO ALLOW PARTICIPANTS IN THE OPTIONAL RETIREMENT PROGRAM OF THE UNIVERSITY OF NORTH CAROLINA TO BECOME ELIGIBLE FOR MEMBERSHIP IN THE SUPPLEMENTAL RETIREMENT INCOME PLAN OF NORTH CAROLINA, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1266, A BILL TO BE ENTITLED AN ACT TO PERMIT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE

MEMBERSHIP SERVICE CREDITS FOR OMITTED CONTRIBUTIONS, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1021, A BILL TO BE ENTITLED AN ACT TO REPEAL G. S. 153A-77.

On motion of Representative Holroyd, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 1.

Committee Substitute for H. B. 569, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN INTER-DISCIPLINARY COMMITTEE TO ASSIST THE COURT IN DEVELOPING ALTERNATIVES FOR STATUS OFFENDERS AND TO ALLOW PROTECTIVE CUSTODY IN RESPONSE TO VIOLATION OF THE TERMS OF A VALID PROTECTIVE SUPERVISION ORDER.

On motion of Representative Barnes, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Committee Substitute for H. B. 139, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROTECT THE WATERS OF THE STATE AGAINST POLLUTION FROM PACKAGE PLANTS, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 493, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CEILING ON CONTRIBUTIONS TO A POLITICAL COMMITTEE IN YEARS BEFORE THE ELECTION YEAR.

Representative Michaux offers Amendment No. 1 which is adopted by electronic vote (66-39).

Representative Murphy moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Election Laws. This motion fails by electronic vote (15-92).

The bill fails to pass its second reading by electronic vote (25-82).

Committee Substitute for H. B. 623, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HUMAN RESOURCES TO REGULATE TRAFFIC.

Representative J. W. Crawford offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hunter, Hurst, Jones, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McAlister,

McDowell, McLaughlin, Mavretic, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: Representatives Dawkins and Huffman — 2.

Excused absences: Representatives Bumgardner, Colton, James, Jeralds, and Pool — 5.

H. B. 1183, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 7A, ARTICLES 42 AND 52, TO PROVIDE FOR COURT REVIEW OF THE VOLUNTARY PLACEMENT OF A JUVENILE IN FOSTER CARE PURSUANT TO AN AGREEMENT BETWEEN THE JUVENILE'S PARENTS OR GUARDIAN AND THE DIRECTOR OF SOCIAL SERVICES.

On motion of Representative B. Woodard, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (97-0).

Representative Wicker objects to the third reading. The bill remains on the Calendar.

House Committee Substitute No. 2 for S. B. 32, A BILL TO BE ENTITLED AN ACT TO PERMIT ENFORCEMENT OF ALIMONY JUDGEMENTS WHILE ON APPEAL.

On motion of Representative Pulley, the bill is placed on the Calendar for June 12 as a Special Order of Business.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 11, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in Senate Amendment No. 2 to H. B. 821, A BILL TO BE ENTITLED AN ACT TO BAN THE ADDITION OF SULFITING AGENTS TO CERTAIN FOODS, and requests conferees, the President appoints Senator R. P. Thomas, Chairman; Senator Hunt of Moore and Marvin on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

On motion of Representative Lilley, seconded by Representative Beard, the House adjourns to reconvene June 12 at 1:30 p.m.

NINETY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 12, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives James and Stamey for today.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Beall, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Constitutional Amendments:

S. B. 46, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION AND THE GENERAL STATUTES TO CHANGE THE METHOD OF SELECTING THE MEMBERS OF THE STATE BOARD OF EDUCATION AND TO MAKE THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION APPOINTIVE, with a favorable report.

On motion of Representative Michaux, the rules are suspended and the bill is placed on the Calendar for June 14.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 554, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS AND DUTIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 14. The original bill is placed on the Unfavorable Calendar.

H. B. 945, A BILL TO BE ENTITLED AN ACT TO AMEND THE SOLID WASTE LAW, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 14. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for S. B. 207, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. §130A-315 OF THE DRINKING WATER ACT TO AUTHORIZE REGULATIONS ON ADEQUACY OF THE WATER SUPPLY, with a favorable report.

By Representative Stamey for the Committee on State Personnel:

H. B. 949, A BILL TO BE ENTITLED AN ACT TO FURTHER LIMIT THE NUMBER OF EMPLOYEES HIRED BY STATE AGENCIES, DEPARTMENTS, BOARDS, COMMISSIONS, AND INSTITUTIONS, with an unfavorable report.

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 1257, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HERBERT W. SAMPSEL, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A WRIT OF POSSESSION FOR PROPERTY PURCHASED UNDER A CONDITIONAL SALE CONTRACT OR FOR PROPERTY USED AS COLLATERAL EXPIRES IN SIXTY DAYS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 14. The original bill is placed on the Unfavorable Calendar.

H. B. 987, A BILL TO BE ENTITLED AN ACT TO PROVIDE JUDICIAL DISCRETION FOR DEFINITE TERMS OF COMMITMENT FOR CERTAIN ACTS BY JUVENILES, with a favorable report.

H. B. 1031, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A DIVORCED WOMAN MAY RESUME THE SURNAME OF A PRIOR LIVING HUSBAND IF SHE HAS CHILDREN WHO HAVE THAT HUSBAND'S SURNAME, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 14. The original bill is placed on the Unfavorable Calendar.

H. B. 1144, A BILL TO BE ENTITLED AN ACT TO CLARIFY FILING REQUIREMENTS FOR A CLAIM OF STATUTORY LIEN BY A SUBCONTRACTOR DEALING WITH ONE OTHER THAN THE OWNER OF THE PROPERTY, with a favorable report, as amended.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 518, A BILL TO BE ENTITLED AN ACT TO REQUIRE ELECTION BY VOTERS RESIDING IN THE AREA OF PROPOSED ANNEXATION UPON PETITION, with an unfavorable report.

H. B. 1132, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE CERTIFICATE OF NEED LAW, with an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Pulley, the rules are suspended and the bill is placed on the Calendar for June 13. The original bill is placed on the Unfavorable Calendar.

H. B. 1046, A BILL TO BE ENTITLED AN ACT TO ALLOW VOLUNTEERS TO BE CONSIDERED STAFF FOR THE PURPOSE OF MEETING THE STAFF/PATIENT RATIO REQUIRED OF DOMICILIARY HOMES, with an unfavorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 377, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA CONDOMINIUM ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report, as amended.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 458, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROCESS LOCAL FAIR HOUSING COMPLAINTS, with a favorable report.

H. B. 682, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF YANCEYVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE YANCEYVILLE SANITARY DISTRICT, with a favorable report, as amended.

S. B. 190, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE LEASE OF PROPERTY, with a favorable report.

S. B. 277, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF KILL DEVIL HILLS TO REGULATE BUILDING CONSTRUCTION TO PREVENT FIRE HAZARDS, with a favorable report.

S. B. 280, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE QUALIFIED VOTERS OF THE TOWN OF BEECH MOUNTAIN TO DETERMINE WHETHER MIXED BEVERAGES MAY BE SOLD IN THAT TOWN, with a favorable report.

By Representative Owens for the Committee on Corporations:

S. B. 509, A BILL TO BE ENTITLED AN ACT TO ALLOW CUMULATIVE VOTING TO ELECT CORPORATE DIRECTORS IF THERE IS A STOCKHOLDER WHO OWNS OR CONTROLS MORE THAN ONE FIFTH RATHER THAN ONE FOURTH OF THE VOTING STOCK, with a favorable report.

By Representative Hightower for the Committee on State Government:

H. B. 1210, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PROCEDURES FOR SPORT PARACHUTING SCHOOLS, with an unfavorable report.

By Representative Bumgardner for the Committee on Public Utilities:

H. B. 957, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ORDINANCES RESTRICTING THE SPEED OF TRAINS BE FILED WITH THE UTILITIES COMMISSION BEFORE BECOMING EFFECTIVE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 14. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Insurance:

H. B. 536, A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS IN NORTH CAROLINA BY PROVIDING FOR PLACEMENT OF INSURANCE WITH FINANCIALLY SOUND NONADMITTED INSURERS AND FOR A SYSTEM OF REGULATION OF SURPLUS LINES INSURANCE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 14. The original bill is placed on the Unfavorable Calendar.

H. B. 456, A BILL TO BE ENTITLED AN ACT TO INCREASE EDUCATIONAL REQUIREMENTS FOR LICENSURE OF FIRE AND CASUALTY AND LIFE INSURANCE AGENTS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 14. The original bill is placed on the Unfavorable Calendar.

H. B. 1081, A BILL TO BE ENTITLED AN ACT TO MAKE CREDIT INSURERS WHO REFUSE TO PAY CLAIMS LIABLE FOR ATTORNEY'S FEES AND INTEREST, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 14. The original bill is placed on the Unfavorable Calendar.

H. B. 1168, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LICENSING OF FOREIGN MILITARY SALES AGENTS OF LIFE INSURANCE COMPANIES DOMICILED IN THIS STATE FOR LIFE INSURANCE BUSINESS AT FOREIGN MILITARY INSTALLATIONS, with a favorable report, as amended.

S. B. 547, A BILL TO BE ENTITLED AN ACT TO DISCONTINUE THE INSURANCE REQUIREMENT FOR LICENSES OF THE PRIVATE PROTECTIVE SERVICES BOARD DUE TO THE CREATION OF THE PRIVATE PROTECTIVE SERVICES RECOVERY FUND, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Diamont and M. Hall:

H. B. 1373, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE STORAGE, TRANSPORTATION AND POSSIBLE REPOSITORY SITES FOR HIGH-LEVEL RADIOACTIVE NUCLEAR WASTE, is referred to the Committee on Rules and Operation of the House.

By Representative Robinson:

H. B. 1374, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF LENOIR TO PRIVATELY NEGOTIATE A LEASE OF THE OLD LENOIR HIGH SCHOOL, is referred to the Committee on Local Government No. 2.

By Representative Fussell:

H. B. 1375, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO LOCAL GOVERNMENTS IN WAKE COUNTY FOR CONSTRUCTION AND IMPROVEMENT OF RECREATION FACILITIES, is referred to the Committee on Appropriations.

By Representative Blue:

H. B. 1376, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CAROLINA ORGAN PROCUREMENT AGENCY, INC., is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 773, A BILL TO BE ENTITLED AN ACT TO EXTEND THE CRIME OF DEFRAUDING AN INNKEEPER TO INCLUDE CAMPGROUND OWNERS, is returned for concurrence in Senate amendment and is placed on the Calendar for June 13.

Senate Committee Substitute for H. B. 894, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ANNUAL CONFERENCE OF CHIEF JUDGES TO DETERMINE

WHICH ALCOHOL OFFENSES ARE SUBMITTABLE, is returned for concurrence in Senate committee substitute and is referred to the Committee on Judiciary No. 3.

Committee Substitute for S. B. 202, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE PUBLIC HEALTH LAW AND RELATED LAWS, is read the first time and is referred to the Committee on Health.

S. B. 667, A BILL TO BE ENTITLED AN ACT TO PERMIT EMPLOYEES OF THE STATE EMPLOYEES ASSOCIATION OF NORTH CAROLINA, THE EMPLOYEES OF THE NORTH CAROLINA ASSOCIATION OF EDUCATORS, AND THE EMPLOYEES OF NORTH CAROLINA SCHOOL BOARDS ASSOCIATION THE OPTION OF TERMINATING MEMBERSHIP IN THE TEACHER'S AND STATE EMPLOYEE'S RETIREMENT SYSTEM, is read the first time and is referred to the Committee on Pensions and Retirement.

Committee Substitute for H. B. 743, A BILL TO BE ENTITLED AN ACT TO REQUIRE REPORTING OF MISSING CHILDREN IN DAY CARE TO LAW ENFORCEMENT, is returned for concurrence in Senate amendment and is placed on the Calendar for June 13.

S. B. 512, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR MULTIPLE SCLEROSIS, is read the first time and is referred to the Committee on Finance.

S. B. 588, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SERVICE FEE IN G. S. 14-344 APPLICABLE TO SELLING ADMISSION TICKETS, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 696, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INDIGENT DEFENDANT'S COMPETENCY EVALUATION REPORT WILL NOT BE FORWARDED TO THE DISTRICT ATTORNEY, is read the first time and is referred to the Committee on Judiciary No. 2.

Representative Blue sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

S. B. 471

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on S. B. 471, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS, wish to report as follows:

The Senate concurs in House Amendment No. 1.
further amend the bill on page 1 line 9 by deleting "last" and substituting "next"
further amend the bill on page 2 line 11 by adding the following between lines 11 and 12:
"Sec. 1.1 the next to the last paragraph of G. S. 163-41(b), beginning 'In all counties' is repealed."
To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of June 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Ted Kaplan	S/ Daniel Blue
S/ Russell Walker	S/ Charles Beall
S/ William Martin	S/ Anne Barnes

The Conference Report is adopted, by electronic vote (91-0), and the Senate is so notified by Special Message.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 299, AN ACT TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF PINEHURST.

H. B. 800, AN ACT TO PROVIDE THAT A LETTER RETURNED BECAUSE THE PERSON NO LONGER LIVES AT AN ADDRESS SHALL NOT BE ADMISSIBLE EVIDENCE IN A CHALLENGE MADE ON THE DAY OF A PRIMARY OR ELECTION, AND TO CLARIFY THE NATURE OF SWORN TESTIMONY AS TO IDENTITY AND RESIDENCE OF THE VOTER.

CALENDAR

Action is taken on the following:

SPECIAL ORDER OF BUSINESS

House Committee Substitute No. 2 for S. B. 32, A BILL TO BE ENTITLED AN ACT TO PERMIT ENFORCEMENT OF ALIMONY JUDGEMENTS WHILE ON APPEAL.

Representative Pulley offers Amendment No. 1 which is adopted.

Representative Wicker offers Amendment No. 2 which is adopted by electronic vote (68-38).

The bill, as amended, passes its second reading by electronic vote (102-6).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

Representative Pulley moves that the rules be suspended in order for the bill to be read a third time. This motion carries by electronic vote (98-11). The Chair rules this to be a two-thirds majority vote.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute No. 2.

Committee Substitute for H. B. 623, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HUMAN RESOURCES TO REGULATE TRAFFIC.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: Representatives Fitch and Huffman — 2.

Excused absences: Representatives James and Stamey — 2.

H. B. 1212, A BILL TO BE ENTITLED AN ACT TO CLARIFY PARENT RESPONSIBILITY FOR SCHOOL FEES AND CHARGES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: Representative Cromer.

Excused absences: Representatives James and Stamey — 2.

H. B. 1208, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-83 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT RELATING TO SEAPORTS AND AIRPORTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne,

Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 103.

Voting in the negative: Representatives Ballance, Chalk, Decker, Diamont, Hightower, and Wood — 6.

Excused absences: Representatives James and Stamey — 2.

H. B. 1291, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC LAW, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 107.

Voting in the negative: None.

Excused absences: Representatives James and Stamey — 2.

H. B. 1183, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 7A, ARTICLES 42 AND 52, TO PROVIDE FOR COURT REVIEW OF THE VOLUNTARY PLACEMENT OF A JUVENILE IN FOSTER CARE PURSUANT TO AN AGREEMENT BETWEEN JUVENILE'S PARENTS OR GUARDIAN AND THE DIRECTOR OF SOCIAL SERVICES.

The bill, as amended, passes its third reading, by electronic vote (103-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1154, A BILL TO BE ENTITLED AN ACT TO REQUIRE GRAIN DEALERS TO KEEP RECORDS OF ALL TRANSACTIONS.

On motion of Representative Murphy, the bill is withdrawn from the Calendar and re-referred to the Committee on Agriculture.

Commiteee Substitute for H. B. 895, A BILL TO BE ENTITLED AN ACT TO VALIDATE THE APPOINTMENTS THAT HAVE ALREADY BEEN MADE BY BOARDS OF COUNTY COMMISSIONERS AND LOCAL BOARDS OF EDUCATION OF THEIR OWN MEMBERS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES, BUT TO FORBID FURTHER SUCH APPOINTMENTS BY BOARDS OF COUNTY COMMISSIONERS.

Representative Hudson offers Amendment No. 2 which fails of adoption by electronic vote (47-57).

Representative Anderson offers Amendment No. 3 which fails of adoption by electronic vote (36-72).

Representative Pool calls the previous question on the passage of the bill and the call is sustained.

The bill passes its third reading, by electronic vote (82-26), and is ordered sent to the Senate.

Committee Substitute for H. B. 1008, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA MANUFACTURED HOUSING BOARD ACT AND TO MAKE THE TERMINOLOGY REGARDING MANUFACTURED HOUSING CONSISTENT THROUGHOUT THE GENERAL STATUTES, passes its second reading, by electronic vote (100-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1066, A BILL TO BE ENTITLED AN ACT TO REPEAL THE AUTHORIZATION OF LOCAL SCHOOL BOARDS TO ALLOW CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE ON ANY PROPERTY OWNED OR LEASED BY LOCAL BOARDS OF EDUCATION.

Representative Foster offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (93-11).

Representative Ballance objects to the third reading. The bill remains on the Calendar.

H. B. 1024, A BILL TO BE ENTITLED AN ACT TO PERMIT LICENSED PSYCHOLOGISTS WITH AT LEAST TWO YEARS CLINICAL EXPERIENCE TO CONDUCT INITIAL INVOLUNTARY COMMITMENT EVALUATIONS.

On motion of Representative J. W. Crawford, Committee Amendments Nos. 1, 2, 3, and 4 are adopted.

Representative J. W. Crawford calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (81-26).

Representative Hurst objects to the third reading. The bill remains on the Calendar.

H. B. 1237, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO JAMES SPRUNT TECHNICAL COLLEGE.

On motion of Representative Murphy, Committee Amendment No. 1 is adopted.

On motion of Representative Murphy, the bill is withdrawn from the Calendar, engrossed, and re-referred to the Committee on Appropriations.

H. B. 1288, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO DURHAM TECHNICAL INSTITUTE.

On motion of Representative Michaux, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H. B. 1115, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF AGRICULTURE TO ADOPT REQUIREMENTS FOR APPLE GRADE STANDARDS.

On motion of Representative Lutz, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (93-0).

Representative Justus objects to the third reading. The bill remains on the Calendar.

Representative Justus withdraws his objection to the third reading.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1215, A BILL TO BE ENTITLED AN ACT TO DEFINE KEROSENE IN ACCORDANCE WITH STANDARDS ADOPTED BY THE GASOLINE AND OIL INSPECTION BOARD, passes its second reading, by electronic vote (87-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Seante.

H. B. 513, A BILL TO BE ENTITLED AN ACT TO GIVE NOTICE TO AGENCIES OF MOTIONS TO OPEN ADOPTION RECORDS, passes its second reading, by electronic vote (93-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 665, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE VI AND CHAPTER 108A REGARDING PROTECTION OF THE ABUSED, NEGLECTED OR EXPLOITED DISABLED ADULT ACT.

On motion of Representative B. Woodard, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 809, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENTS FOR RAPES, SEXUAL OFFENSES, ASSAULTS, AND ROBBERIES COMMITTED AGAINST THE ELDERLY AND TO INCREASE THE PUNISHMENTS FOR CERTAIN ASSAULTS ON THE HANDICAPPED.

On motion of Representative Sizemore, Committee Amendment No. 1 is adopted.

On motion of the Chair, Representative Hunt, Speaker Pro Tempore, the bill is withdrawn from the Calendar, engrossed, and re-referred to the Committee on Appropriations.

H. B. 1258, A BILL TO BE ENTITLED AN ACT TO PERMIT QUALIFIED SURETY COMPANIES TO GUARANTEE ARREST BOND CERTIFICATES OFFERED BY AUTOMOBILE CLUBS AND ASSOCIATIONS; REQUIRING THE ACCEPTANCE OF THOSE GUARANTEED ARREST BOND CERTIFICATES IN THE EVENT OF VIOLATION OF CERTAIN MOTOR VEHICLE LAWS; AND TO PROVIDE FOR THE FORFEITURE OF THE GUARANTEED ARREST BOND CERTIFICATES.

On motion of Representative Colton, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (85-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 882, A BILL TO BE ENTITLED AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS.

On motion of Representative Barnes, Committee Amendment No. 1 is adopted.

On motion of Representative Barnes, the bill is withdrawn from the Calendar, engrossed, and re-referred to the Committee on Health.

H. B. 1137, A BILL TO BE ENTITLED AN ACT TO ALLOW QUALIFIED UNITS OF LOCAL GOVERNMENTS TO ISSUE PERMITS FOR THE EXTENSION OF SEWER AND WATER LINES IN LIEU OF STATE APPROVAL.

Representative Sparrow offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1359, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE NOMINATION OF PERSONS FOR THE STATE BOARD OF COMMUNITY COLLEGES.

On motion of Representative Hunter, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (89-0), and there being no objectioin is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 601, A BILL TO BE ENTITLED AN ACT TO CREATE THE COMMITTEE ON INCENTIVE PAY.

Representative Hightower offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 12, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on S. B. 471, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS, to the end that when a similar action has been taken on the part of the House, we will order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

On motion of Representative Lilley, seconded by Representative Quinn, the House adjourns to reconvene June 13 at 1:30 p.m.

NINETY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, June 13, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives A. Hall, James, and Jeralds for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 327, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A ONE-TIME TAX PENALTY AMNESTY PROGRAM TO ENCOURAGE PAYMENT OF UNPAID OR UNREPORTED INCOME TAXES AND SALES AND USE TAXES AND TO INCREASE THE PUNISHMENT FOR TAX EVASION, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 17. The original bill is placed on the Unfavorable Calendar.

H. B. 677, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF NAGS HEAD TO IMPOSE FACILITY FEES, with an unfavorable report as to bill, favorable as to committee substitute bill, as amended, which changes the title.

The substitute bill is placed on the Calendar for June 17. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for H. B. 981, A BILL TO BE ENTITLED AN ACT TO PROVIDE IMMEDIATE MEDICAL HISTORY AND SPECIFIC ORGAN DONOR INFORMATION FOR ALL LICENSED DRIVERS AND SPECIAL IDENTIFICATION CARD HOLDERS IN NORTH CAROLINA, with a favorable report.

H. B. 1322, A BILL TO BE ENTITLED AN ACT TO MAKE LAND OWNED BY A CORPORATION ELIGIBLE FOR USE-VALUE APPRAISAL AND TO REQUIRE PAYMENT OF DEFERRED TAXES FOR THE PREVIOUS FIVE YEARS INSTEAD OF THREE YEARS WHEN A DISQUALIFYING TRANSFER OF LAND OCCURS, with a favorable report.

S. B. 37, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR THE EQUIPMENT INSPECTION OF MOTOR VEHICLES, with a favorable report.

By Representative Beall for the Committee on Election Laws:

H. B. 1179, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER REGISTRATION OF MISDEMEANANTS WHILE INCARCERATED, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 17. The original bill is placed on the Unfavorable Calendar.

H. B. 1367, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A SPECIAL ELECTION IN THE CITY OF FAYETTEVILLE TO CONDUCT MUNICIPAL ELECTIONS, with a favorable report.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 891, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 90-95(d) (4) TO INCREASE THE PUNISHMENT FOR MISDEMEANOR POSSESSION OF MARIJUANA, with a favorable report as amended.

By Representative Fussell for the Committee on Highway Safety:

H. B. 1195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DEPICTION OF THE GREAT SEAL OF NORTH CAROLINA ON THE OFFICIAL LICENSE PLATES OF GENERAL ASSEMBLY MEMBERS, with a favorable report.

H. B. 1311, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTORATION FEE ON DRIVER'S LICENSES THAT ARE VOLUNTARILY SURRENDERED FOR HEALTH REASONS, with a favorable report.

H. B. 1340, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF UNMARKED PATROL CARS AT NIGHT, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the subsitute bill be re-referred to the Committee on Judiciary No. 3.

The substitute bill is re-referred to the Committee on Judiciary No. 3. The original bill is placed on the Unfavorable Calendar.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 931, A BILL TO BE ENTITLED AN ACT CONCERNING SUBDIVISION WATER SYSTEM DEDICATION IN EXTRATERRITORIAL AREAS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 17. The original bill is placed on the Unfavorable Calendar.

H. B. 1223, A BILL TO BE ENTITLED AN ACT CLARIFYING THAT ALL SPECIES OF MARIJUANA ARE INCLUDED IN THE SCHEDULE OF CONTROLLED SUBSTANCES, with a favorable report.

By Representative Locks for the Committee on Aging:

H. B. 528, A BILL TO BE ENTITLED AN ACT TO AMEND THE NURSING HOME PATIENTS' BILL OF RIGHTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 1059, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MAXIMUM RATE OF INTEREST MAY VARY DURING THE TERM OF VARIABLE RATE LOANS, with an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Evans, the rules are suspended and the bill is placed on the Calendar for June 18. The original bill is placed on the Unfavorable Calendar.

H. B. 1063, A BILL TO BE ENTITLED AN ACT TO GRANT PARITY WITH FEDERALLY CHARTERED SAVINGS AND LOAN ASSOCIATIONS BY PERMITTING STATE CHARTERED SAVINGS AND LOAN ASSOCIATIONS TO CALL THEMSELVES SAVINGS BANKS, with a favorable report.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 545, A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT THE APPELLATE DEFENDER'S OFFICE, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative Wicker, the bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Wiser:

H. B. 1377, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE PERSONAL NEEDS ALLOWANCE OF PATIENTS AT FAMILY CARE HOMES AND HOMES FOR THE AGED, is referred to the Committee on Appropriations.

By Representatives Wiser and Sparrow:

H. B. 1378, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SENIOR CITIZENS' SERVICES IN GARNER, is referred to the Committee on Appropriations.

By Representative Beall:

H. B. 1379, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR WASTEWATER TREATMENT FACILITIES FOR THE TOWN OF CLYDE, is referred to the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the following is introduced and read the first time.

By Representative Watkins:

H. B. 1380, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PENSION AND RETIREMENT BENEFITS FOR LOCAL LAW OFFICERS, is referred to the Committee on Pensions and Retirement.

On motion of Representative Mavretic, the rules are suspended and the following is introduced and read the first time.

By Representative Mavretic:

H. B. 1384, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HUMAN RESOURCES TO IMPOSE A REASONABLE FEE ON ALL HANDLERS OF HAZARDOUS WASTE, is referred to the Committee on Finance.

On motion of Representative Bob Etheridge, the rules are suspended and the following is introduced and read the first time.

By Representative Bob Etheridge:

H. B. 1385, A BILL TO BE ENTITLED AN ACT TO CONFORM THE EXPIRATION DATE OF APPOINTMENTS TO THE NORTH CAROLINA AGRICULTURAL FACILITIES FINANCE AGENCY TO THOSE OF OTHER OFFICES, is referred to the Committee on Rules and Operation of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 752, A BILL TO BE ENTITLED AN ACT TO ENABLE COUNTY BOARDS OF COMMISSIONERS TO EXTEND AND ABOLISH COUNTY WATER AND SEWER DISTRICTS, is read the first time and is referred to the Committee on State Government.

S. B. 451, A BILL TO BE ENTITLED AN ACT TO CLASSIFY CERTAIN WORKS OF FINE ART AND EXCLUDE THEM FROM INVENTORY TAX, is read the first time and is referred to the Committee on Finance.

S. B. 715, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ONE MEMBER OF THE COURTS COMMISSION BE A PUBLIC DEFENDER, is read the first time and is referred to the Committee on Courts and Administration of Justice.

Committee Substitute for S. B. 757, A BILL TO BE ENTITLED AN ACT TO CREATE THE STATUTORY OFFENSE OF AIDING AND ABETTING A PERSON DRIVING WHILE IMPAIRED, is read the first time and is referred to the Committee on Judiciary No. 3.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 134, AN ACT TO AUTHORIZE INDIVIDUAL AND CONSUMER FINANCE LENDERS TO CHARGE UP TO SIXTEEN PERCENT INTEREST ON SMALL LOANS.

H. B. 412, AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOLLY SPRINGS TO REMOVE THE PROVISION THAT TOWN ORDINANCES AND RESOLUTIONS ARE NOT EFFECTIVE UNTIL TWENTY DAYS AFTER THEIR ADOPTION.

H. B. 884, AN ACT TO PROVIDE FOR REPRESENTATION OF LOCAL GOVERNMENTS ON THE NORTH CAROLINA HOUSING COMMISSION.

H. B. 519, AN ACT TO PROVIDE THAT WHEN A CITY ANNEXES PROPERTY IN A COUNTY WHERE LESS THAN FIFTY PERCENT OF THE CITY IS LOCATED, NOTICE MUST ALSO BE GIVEN IN THAT COUNTY.

H. B. 1001, AN ACT TO ELIMINATE THE NECESSITY OF A CITED PERSON SIGNING THE TRAFFIC CITATION.

H. B. 1343, AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF PAMLICO COUNTY TO SELL PROPERTY AT PRIVATE SALE.

S. B. 471, AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS.

Representative Jones sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

H. B. 821

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 821, A BILL TO BE ENTITLED AN ACT TO BAN THE ADDITION OF SULFITING AGENTS TO CERTAIN FOODS, wish to report as follows: the Senate recedes from Senate Amendment No. 2. The House concurs in Senate Amendment No. 3.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 13 day of June 1985.

Conferees for the Senate
S/ R. P. Thomas
S/ Helen Marvin
S/ Wanda Hunt

Conferees for the House of Representatives
S/ Walter Jones, Jr.
S/ Dan Lilley
S/ Ed Warren

The Conference Report is adopted by electronic vote (82-0) and the Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 743, A BILL TO BE ENTITLED AN ACT TO REQUIRE REPORTING OF MISSING CHILDREN IN DAY CARE TO LAW ENFORCEMENT.

On motion of Representative Allran, the House concurs in the Senate amendment, by electronic vote (88-0), and the bill is ordered enrolled.

H. B. 773, A BILL TO BE ENTITLED AN ACT TO EXTEND THE CRIME OF DEFRAUDING AN INNKEEPER TO INCLUDE CAMPGROUND OWNERS.

On motion of Representative Bruce Ethridge, the House concurs in the Senate amendment, by electronic vote (93-0), and the bill is ordered enrolled.

H. B. 682, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF YANCEYVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE YANCEYVILLE SANITARY DISTRICT.

On motion of Representative Church, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W.

Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nye, Owens, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 101.

Voting in the negative: None.

Excused absences: Representatives A. Hall, James, and Jeralds — 3.

Committee Substitute for H. B. 543, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF PINEHURST.

On motion of Representative Craven, consideration of the bill is postponed indefinitely by electronic vote (99-0).

H. B. 458, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROCESS LOCAL FAIR HOUSING COMPLAINTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 190, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE LEASE OF PROPERTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 277, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF KILL DEVIL HILLS TO REGULATE BUILDING CONSTRUCTION TO PREVENT FIRE HAZARDS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 280, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE QUALIFIED VOTERS OF THE TOWN OF BEECH MOUNTAIN TO DETERMINE WHETHER MIXED BEVERAGES MAY BE SOLD IN THAT TOWN, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. J. R. 1257, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HERBERT W. SAMPSEL, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H. B. 1212, A BILL TO BE ENTITLED AN ACT TO CLARIFY PARENT RESPONSIBILITY FOR SCHOOL FEES AND CHARGES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley,

Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyson, Walker, E. Warren, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: None.

Excused absences: Representatives A. Hall, James, and Jeralds — 3.

H. B. 1208, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-83 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT RELATING TO SEAPORTS AND AIRPORTS.

Representative Diamont offers Amendment No. 1. The amendment is ruled to be material, thus constituting the first reading of the bill.

The amendment is adopted by the following vote:

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 104.

Voting in the negative: Representative Michaux.

Excused absences: Representatives A. Hall, James, and Jeralds — 3.

The bill remains on the Calendar for its second roll-call reading.

H. B. 1291, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC LAW, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore,

Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 101.

Voting in the negative: Representatives Cole and Hightower — 2.

Excused absences: Representatives A. Hall, James, and Jeralds — 3.

House Committee Substitute for Senate Committee Substitute for S. B. 58, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA.

On motion of Representative Barker, consideration of the bill is postponed until June 19.

H. B. 1066, A BILL TO BE ENTITLED AN ACT TO REPEAL THE AUTHORIZATION OF LOCAL SCHOOL BOARDS TO ALLOW CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE ON ANY PROPERTY OWNED OR LEASED BY LOCAL BOARDS OF EDUCATION.

Representative Ballance offers Amendment No. 2 which fails of adoption by electronic vote (42-57).

The bill, as amended, passes its third reading, by electronic vote (84-22), and is ordered engrossed and sent to the Senate.

H. B. 1024, A BILL TO BE ENTITLED AN ACT TO PERMIT LICENSED PSYCHOLOGISTS WITH AT LEAST TWO YEARS CLINICAL EXPERIENCE TO CONDUCT INITIAL INVOLUNTARY COMMITMENT EVALUATIONS.

Representative Hurst offers Amendment No. 5.

On motion of Representative Barker, consideration of the bill and pending Amendment No. 5 are postponed until June 18.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Wicker, Rule 31.1 is suspended in order for a local bill to be filed by electronic vote (94-1). The Speaker rules this to be a two-thirds majority vote.

CALENDAR (continued)

Committee Substitute for H. B. 1305, A BILL TO BE ENTITLED AN ACT TO IMPOSE SPECIAL PROBATION FOR FOURTH AND SUBSEQUENT CONVICTIONS OF WRITING WORTHLESS CHECKS.

Representative Pulley calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (99-9), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 512, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 48-25 TO PERMIT DISCLOSURE OF INFORMATION CONCERNING ADOPTEES AND THEIR BIOLOGICAL RELATIVES.

Representative Lancaster offers Amendment No. 1 which is adopted.

On motion of Representative Miller, seconded by Representative Church, the bill is tabled by electronic vote (79-30).

Committee Substitute H. B. 1303, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF FORCE IN RESISTING ARREST.

On motion of Representative Blue, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 1 by electronic vote (76-28).

H. B. 987, A BILL TO BE ENTITLED AN ACT TO PROVIDE JUDICIAL DISCRETION FOR DEFINITE TERMS OF COMMITMENT FOR CERTAIN ACTS BY JUVENILES.

On motion of Representative Barnes, consideration of the bill is postponed until June 17.

H. B. 1144, A BILL TO BE ENTITLED AN ACT TO CLARIFY FILING REQUIREMENTS FOR A CLAIM OF STATUTORY LIEN BY A SUBCONTRACTOR DEALING WITH ONE OTHER THAN THE OWNER OF THE PROPERTY.

On motion of Representative Boyd, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 13, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on H. B. 821, A BILL TO BE ENTITLED AN ACT TO BAN THE ADDITION OF SULFITING AGENTS TO CERTAIN FOODS, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Prinicpal Clerk

The Speaker orders the bill enrolled.

CALENDAR (Continued)

Committee Substitute for H. B. 1132, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE CERTIFICATE OF NEED LAW.

The bill passes its second reading, by electronic vote (99-4), and there being no objection is read a third time.

Representative Pulley offers Amendment No. 1 which is adopted by electronic vote (100-0).

Representative Pulley calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (101-1), and is ordered engrossed and sent to the Senate.

On motion of Representative Lilley, seconded by Representative Fitch, the House adjourns in memory of Mr. S. B. Lacey, former member of the House of Representatives, to reconvene June 14 at 11:00 a.m.

NINETY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, June 14, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Buchanan, Evans, James, Murphy, Noles, Rhodes, and Tallent for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 705, A BILL TO BE ENTITLED AN ACT TO EXTEND RETIREMENT, HOSPITALIZATION, AND LEAVE BENEFITS TO FULL-TIME ADULT BUS DRIVERS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

H. B. 713, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VESTED BENEFITS UNDER THE NORTH CAROLINA PUBLIC EMPLOYEE DEFERRED COMPENSATION PLAN ARE NONFORFEITABLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

H. B. 906, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME A MEMBER HAS TO MAKE CONTRIBUTIONS TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR THE PURCHASE OF SERVICE CREDITS FOR EDUCATIONAL LEAVE, with a favorable report.

H. B. 1380, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PENSION AND RETIREMENT BENEFITS FOR LOCAL LAW OFFICERS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Finance.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1147, A BILL TO BE ENTITLED AN ACT TO ALLOW NONPROFIT ORGANIZATIONS TO CONDUCT A "GAMES" NIGHT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 18. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for S. B. 206, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COLLECTION OF SPOUSAL SUPPORT IN CERTAIN INSTANCES IN CASES BROUGHT OR ENFORCED UNDER ARTICLE 9 OF CHAPTER 110 OF THE GENERAL STATUTES, AS REQUIRED BY PART D OF TITLE IV OF THE SOCIAL SECURITY ACT, with a favorable report.

By Representative Nesbitt for the Committee on Insurance:

H. B. 763, A BILL TO BE ENTITLED AN ACT TO CREATE A COMMISSION TO STUDY THE AVAILABILITY AND MARKETING OF LIABILITY AND PROPERTY INSURANCE IN NORTH CAROLINA, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

H. B. 1188, A BILL TO BE ENTITLED AN ACT TO LIMIT FINANCIAL INSTITUTIONS FROM CERTAIN INSURANCE ACTIVITIES WITH CUSTOMERS, with a favorable report, as amended.

On motion of Representative Nesbitt, the rules are suspended and the bill is placed on the Calendar for June 18.

H. B. 1282, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 17B OF CHAPTER 58 OF THE GENERAL STATUTES SO AS TO CLARIFY AND REFORM THE LAWS PERTAINING TO THE NORTH CAROLINA INSURANCE GUARANTY ASSOCIATION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 18. The original bill is placed on the Unfavorable Calendar.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 980, A BILL TO BE ENTITLED AN ACT TO ALLOW PHYSICIANS TO REPORT PHYSICALLY IMPAIRED DRIVERS TO THE COMMISSIONER OF MOTOR VEHICLES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 18. The original bill is placed on the Unfavorable Calendar.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Lilley, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

On motion of Representative Clark, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Tyndall:

H. B. 1381, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SAND CASTLE CHILDREN'S HOME, INC., A GROUP HOME IN ONSLOW COUNTY FOR MENTALLY RETARDED CHILDREN, is referred to the Committee on Appropriations.

By Representative Tyndall:

H. B. 1382, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE FAMILY PLANNING PROGRAM IN CARTERET COUNTY, is referred to the Committee on Appropriations.

By Representative Wicker:

H. B. 1383, A BILL TO BE ENTITLED AN ACT TO ALLOW LEE COUNTY TO CREATE RURAL FIRE PROTECTION DISTRICTS CONTIGUOUS WITH THE BOUNDARIES OF EXISTING COUNTY FIRE SERVICE DISTRICTS, AND TO ANNEX TERRITORY TO RURAL FIRE PROTECTION DISTRICTS, is referred to the Committee on Local Government No. 2.

On motion of Representative DeVane, the rules are suspended and the following is introduced and read the first time.

By Representative DeVane:

H. B. 1387, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SECURITIES DIVISION IN THE DEPARTMENT OF THE SECRETARY OF STATE, is referred to the Committee on Appropriations.

On motion of Representative Lilley, the rules are suspended and the following is introduced and read the first time.

By Representatives Lilley, Anderson, and Barker:

H. B. 1388, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF KINSTON TO CONTINUE RENOVATION OF THE POST OFFICE, is referred to the Committee on Appropriations.

On motion of Representative Quinn, the rules are suspended and the following is introduced and read the first time.

By Representatives Quinn and Privette:

H. B. 1391, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ROWAN TECHNICAL COLLEGE FOR CONSTRUCTION OF A SATELLITE CAMPUS IN CABARRUS COUNTY, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ALTERNATIVE EMINENT DOMAIN PROCEDURE FOR THE CITY OF CONOVER AND THE TOWN OF MAIDEN, is returned for concurrence in Senate amendment and is placed on the Calendar for June 17.

Committee Substitute for S. B. 614, A BILL TO BE ENTITLED AN ACT TO ASSIST LAW ENFORCEMENT AGENCIES IN THE LOCATION OF MISSING CHILDREN, is read the first time and is referred to the Committee on Children and Youth.

S. B. 515, A BILL TO BE ENTITLED AN ACT TO PROVIDE ASSISTANCE DOGS FOR THE HANDICAPPED, is read the first time and is referred to the Committee on Health.

Senate Committee Substitute for H. B. 222, A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS, is returned for concurrence in Senate committee substitute and is referred to the Committee on Finance.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 190, AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE RELATING TO THE LEASE OF PROPERTY.

S. B. 277, AN ACT TO PERMIT THE TOWN OF KILL DEVIL HILLS TO REGULATE BUILDING CONSTRUCTION TO PREVENT FIRE HAZARDS.

S. B. 280, AN ACT AUTHORIZING THE QUALIFIED VOTERS OF THE TOWN OF BEECH MOUNTAIN TO DETERMINE WHETHER MIXED BEVERAGES MAY BE SOLD IN THAT TOWN.

H. B. 773, AN ACT TO EXTEND THE CRIME OF DEFRAUDING AN INNKEEPER TO INCLUDE CAMPGROUND OWNERS.

H. B. 743, AN ACT TO REQUIRE REPORTING OF MISSING CHILDREN IN DAY CARE TO LAW ENFORCEMENT.

S. B. 320, AN ACT TO ALLOW THE SECRETARY OF HUMAN RESOURCES TO ADOPT RULES ON DAMAGE OR THEFT OF PERSONAL PROPERTY BELONGING TO EMPLOYEES, VOLUNTEERS, AND CLIENTS IN INSTITUTIONS OF THE DEPARTMENT OF HUMAN RESOURCES.

H. B. 300, AN ACT TO PERMIT ORDAINED OR LICENSED CLERGYMEN TO BE CONSIDERED SELF-EMPLOYED FOR TAX WITHHOLDING PURPOSES INSTEAD OF AN EMPLOYEE OF A CHURCH.

H. B. 661, AN ACT TO INCORPORATE THE VILLAGE OF SUGAR MOUNTAIN SUBJECT TO A REFERENDUM.

H. B. 848, AN ACT TO CHANGE THE MANNER OF APPOINTMENT AND ORGANIZATION OF THE COMMISSION ON THE BICENTENNIAL OF THE UNITED STATES CONSTITUTION.

H. B. 951, AN ACT TO CLARIFY THE EXTENT TO WHICH THE DUTIES OF A BOARD OF ADJUSTMENT MAY BE ASSIGNED TO A PLANNING AGENCY.

H. B. 1222, AN ACT TO TRANSFER TITLE TO CERTAIN LAND FROM THE STATE OF NORTH CAROLINA TO THE TOWN OF ANDREWS.

H. B. 821, AN ACT TO BAN THE ADDITION OF SULFITING AGENTS TO CERTAIN FOODS.

H. J. R. 1257, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HERBERT W. SAMPSEL.

H. J. R. 1352, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS OF THE STATE BOARD OF COMMUNITY COLLEGES.

CALENDAR

Action is taken on the following:

H. B. 682, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF YANCEYVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE YANCEYVILLE SANITARY DISTRICT.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, N. J. Crawford, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Nesbitt, Nye, Owens, Payne, Privette, Pulley, Redwine, Rhyne, Richardson, Sizemore, Spoon, Tyndall, Tyson, Walker, R. Warren, Windley, Wiser, Wood, and B. Woodard — 85.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Buchanan, Evans, James, Jeralds, Murphy, Noles, Rhodes, and Tallent — 9.

H. B. 1367, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A SPECIAL ELECTION IN THE CITY OF FAYETTEVILLE TO CONDUCT MUNICIPAL ELECTIONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1208, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-83 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT RELATING TO SEAPORTS AND AIRPORTS.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Bumgardner, Chapin, Church, Cole, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Nesbitt, Nye, Owens, Payne, Privette, Pulley, Redwine, Rhyne, Richardson, Spoon, Stamey, Tyndall, Tyson, Walker,

E. Warren, R. Warren, Wicker, Windley, Wiser, and B. Woodard — 84.

Voting in the negative: Representatives Ballance, Blue, Chalk, Decker, and Wood — 5.

Excused absences: Representatives Brubaker, Buchanan, Evans, James, Jeralds, Murphy, Noles, Rhodes, and Tallent — 9.

H. B. 1311, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTORATION FEE ON DRIVER'S LICENSES THAT ARE VOLUNTARILY SURRENDERED FOR HEALTH REASONS.

On motion of Representative Justus, consideration of the bill is postponed until June 18.

S. B. 37, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR THE EQUIPMENT INSPECTION OF MOTOR VEHICLES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Bumgardner, Chapin, Church, Clark, Cochrane, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Hurst, Jones, Justus, Keesee-Forrester, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Miller, Nesbitt, Pulley, Quinn, Redwine, Rhyne, Richardson, Sizemore, Spoon, Stamey, Tyndall, Tyson, E. Warren, Wicker, Wiser, B. Woodard, and Wright — 66.

Voting in the negative: Representatives Allran, Blue, Brawley, Brown, Chalk, Cole, Craven, Cromer, Decker, Duncan, Esposito, Gardner, M. Hall, Huffman, Hughes, Hunt, Ligon, Lutz, Mothershead, Nye, Owens, Privette, Robinson, Walker, R. Warren, Windley, and Wood — 27.

Excused absences: Representatives Brubaker, Buchanan, Evans, James, Jeralds, Murphy, Noles, Rhodes, and Tallent — 9.

Committee Substitute for S. B. 46, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION AND THE GENERAL STATUTES TO CHANGE THE METHOD OF SELECTING THE MEMBERS OF THE STATE BOARD OF EDUCATION AND TO MAKE THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION APPOINTIVE.

On motion of Representative Michaux, consideration of the bill is postponed until June 19.

H. B. 377, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA CONDOMINIUM ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Clark, Committee Amendments Nos. 1, 2, and 3 are adopted.

The bill, as amended, passes its second reading by electronic vote (89-3).

Representative A. Hall objects to the third reading. The bill remains on the Calendar.

H. B. 1168, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LICENSING OF FOREIGN MILITARY SALES AGENTS OF LIFE INSURANCE COMPANIES

DOMICILED IN THIS STATE FOR LIFE INSURANCE BUSINESS AT FOREIGN MILITARY INSTALLATIONS.

On motion of Representative Beard, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 554, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS AND DUTIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS, passes its second reading by electronic vote (96-1).

Representative Sizemore objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 945, A BILL TO BE ENTITLED AN ACT TO AMEND THE SOLID WASTE LAW.

On motion of Representative Diamont, consideration of the bill is postponed until June 18.

Committee Substitute for H. B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ORDER OF SEIZURE AND DELIVERY FOR PROPERTY PURCHASED UNDER A CONDITIONAL SALE CONTRACT OR FOR PROPERTY USED AS COLLATERAL EXPIRES IN SIXTY DAYS, passes its second reading, by electronic vote (85-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 1031, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A DIVORCED WOMAN MAY RESUME THE SURNAME OF A PRIOR LIVING HUSBAND IF SHE HAS CHILDREN WHO HAVE THAT HUSBAND'S SURNAME, passes its second reading, by electronic vote (84-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 957, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ORDINANCES RESTRICTING THE SPEED OF TRAINS BE FILED WITH THE UTILITIES COMMISSION BEFORE BECOMING EFFECTIVE, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 536, A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS IN NORTH CAROLINA BY PROVIDING FOR PLACEMENT OF INSURANCE WITH FINANCIALLY SOUND NONADMITTED INSURERS AND FOR A SYSTEM OF REGULATION OF SURPLUS LINES INSURANCE, passes its second reading, by electronic vote (88-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 456, A BILL TO BE ENTITLED AN ACT TO INCREASE EDUCATIONAL REQUIREMENTS FOR LICENSING OF FIRE AND

CASUALTY AND LIFE INSURANCE AGENTS AND TO REQUIRE INSURANCE COMPANIES TO GIVE AGENTS 180 DAYS NOTICE BEFORE CANCELLING AN AGENCY CONTRACT.

Representative Brawley requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Anderson offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (87-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1081, A BILL TO BE ENTITLED AN ACT TO MAKE CREDIT INSURERS WHO REFUSE TO PAY CLAIMS LIABLE FOR INTEREST, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 981, A BILL TO BE ENTITLED AN ACT TO PROVIDE IMMEDIATE MEDICAL HISTORY AND SPECIFIC ORGAN DONOR INFORMATION FOR ALL LICENSED DRIVERS AND SPECIAL IDENTIFICATION CARD HOLDERS IN NORTH CAROLINA.

On motion of Representative Miller, consideration of the bill is postponed until June 19.

H. B. 1322, A BILL TO BE ENTITLED AN ACT TO MAKE LAND OWNED BY A CORPORATION ELIGIBLE FOR USE-VALUE APPRAISAL AND TO REQUIRE PAYMENT OF DEFERRED TAXES FOR THE PREVIOUS FIVE YEARS INSTEAD OF THREE YEARS WHEN A DISQUALIFYING TRANSFER OF LAND OCCURS.

Representative Hightower moves that the bill be removed from today's Calendar and placed on the Calendar for June 19.

Representative Hightower calls the previous question on the motion and the call is sustained.

The motion to remove the bill from today's Calendar and place on the Calendar for June 19 fails by electronic vote (41-56).

Representative Anderson calls the previous question on the passage of the bill.

Representative Blue moves that the call for the previous question be postponed indefinitely.

On motion of Representative Anderson, seconded by Representative Lilley, the motion to postpone indefinitely the call for the previous question is tabled by electronic vote (50-48).

The motion before the House is the call for the previous question on the passage of the bill. The call is sustained by electronic vote (54-42).

The bill passes its second reading by electronic vote (60-38).

Representative Anderson objects to the third reading.

On motion of Representative Anderson, the bill is placed on the Calendar for June 19.

H. B. 891, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 90-95(d) (4) TO INCREASE THE PUNISHMENT FOR MISDEMEANOR POSSESSSION OF MARIJUANA.

On motion of Representative Wicker, consideration of the bill is postponed until June 19.

H. B. 1195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DEPICTION OF THE GREAT SEAL OF NORTH CAROLINA ON THE OFFICIAL LICENSE PLATES OF GENERAL ASSEMBLY MEMBERS.

On motion of Representative Blue, consideration of the bill is postponed until June 19.

H. B. 1223, A BILL TO BE ENTITLED AN ACT CLARIFYING THAT ALL SPECIES OF MARIJUANA ARE INCLUDED IN THE SCHEDULE OF CONTROLLED SUBSTANCES, passes its second reading, by electronic vote (82-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1063, A BILL TO BE ENTITLED AN ACT TO GRANT PARITY WITH FEDERALLY CHARTERED SAVINGS AND LOAN ASSOCIATIONS BY PERMITTING STATE CHARTERED SAVINGS AND LOAN ASSOCIATIONS TO CALL THEMSELVES SAVINGS BANKS.

On motion of Representative Pulley, consideration of the bill is postponed until June 18.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for S. B. 593, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE THAT ANY ACTION, SUIT OR PROCEEDING WHICH RELATES TO ANY BONDS ISSUED UNDER CHAPTER 159B OR TO ANY SECURITY FOR SAID BONDS MUST BE TRIED IN THE SUPERIOR COURT OF WAKE COUNTY, passes its second reading, by electronic vote (74-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 136, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONFIDENTIALITY OF EDUCATION RECORDS, passes its second reading by electronic vote (69-8).

Representative Decker objects to the third reading. The bill remains on the Calendar.

S. B. 225, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GRADE LEVELS AT WHICH CERTAIN TESTS ARE ADMINISTERED.

Representative Diamont calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (85-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 14, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendment to Committee Substitute for S. B. 393, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE JURISDICTION OF GRAND JURIES, and requests conferees. The President appoints Senators Taft, Staton, and Johnson of Wake on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Hunt, Speaker Pro Tempore, announces the appointment of Representatives Pulley, Chairman; Hunter, and Evans as conferees and the Senate is so notified by Special Message.

Speaker presiding.

S. B. 391, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE SPECIAL EDUCATION HEARING PROCESS, passes its second reading, by electronic vote (82-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 428, A BILL TO BE ENTITLED AN ACT TO ALLOW A SUPPLIER OF SPECIAL FUEL WHO CONSIGNS FUEL TO A RESELLER TO PAY THE EXCISE TAX ON THE FUEL WHEN IT IS SOLD BY THE RESELLER INSTEAD OF WHEN IT IS DELIVERED TO THE RESELLER, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 714, A BILL TO BE ENTITLED AN ACT CREATING THE OFFENSE OF DUMPING LITTER ON PRIVATE PROPERTY.

On motion of Representative Hightower, consideration of the bill is postponed until June 18.

S. B. 339, A BILL TO BE ENTITLED AN ACT CLARIFYING THE STANDING OF THE DESIGNATED REPRESENTATIVE OF COUNTY COMMISSIONERS TO BRING ACTIONS UNDER THIS ARTICLE, passes its second reading, by electronic vote (84-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 378, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT DEFENDANTS CONVICTED OF DRUG TRAFFICKING OR CONSPIRING TO COMMIT DRUG TRAFFICKING MAY NOT AVOID THE FINES IMPOSED FOR THESE OFFENSES BY SERVING AN ADDITIONAL THIRTY DAYS IN PRISON, passes its second reading, by electronic vote (88-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 441, A BILL TO BE ENTITLED AN ACT TO CHANGE THE QUALIFICATIONS FOR A LIMITED PILOTAGE LICENSE ISSUED BY THE CAPE FEAR NAVIGATION AND PILOTAGE COMMISSION.

On motion of Representative Hightower, consideration of the bill is postponed until June 20.

On motion of Representative Lilley, seconded by Representative Wicker, the House adjourns to reconvene Monday, June 17 at 6:00 p.m.

NINETY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, June 17, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Barker for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 712, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATE TREASURER'S AUTHORITY TO INVEST FUNDS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 19. The original bill is placed on the Unfavorable Calendar.

By Representative Barnes for the Committee on Corrections:

S. B. 605, A BILL TO BE ENTITLED AN ACT TO PERMIT MATERNITY LEAVE FOR INMATES, with a favorable report.

S. B. 388, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE WESTERN CORRECTION CENTER FOR WOMEN AT BLACK MOUNTAIN, with an unfavorable report as to bill, favorable as to House committee substitute bill, which changes the title.

The House committee substitute bill is placed on the Calendar for June 19. The original bill is placed on the Unfavorable Calendar.

By Representative Easterling for the Committee on Children and Youth:

H. B. 125, A BILL TO BE ENTITLED AN ACT TO MANDATE STATE AND FEDERAL FINGERPRINT CHECKS OF DAY CARE EMPLOYEE AND PROVIDER CRIMINAL RECORDS, with an unfavorable report as to bill, favorable as to

committee substitute bill, which changes the title, and recommendatiom that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Insurance:

H. B. 1290, A BILL TO BE ENTITLED AN ACT TO ALLOW RATE MAKING TO GIVE THE INSURANCE COMMISSIONER AUTHORITY TO SET CREDIT INSURANCE RATES, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Barnhill, Ballance, Blue, Brinkley, Creecy, Easterling, L. Etheridge, Fitch, Gist, Hauser, Hudson, Kennedy, Locks, McLaughlin, Michaux, and Richardson:

H. B. 1386, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE TREATMENT AND COUNSELING OF INDIVIDUALS SUFFERING FROM SICKLE CELL ANEMIA, is referred to the Committee on Appropriations.

By Representatives McDowell and Bowman:

H. B. 1389, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS FROM CARRYING CONCEALED STUN GUNS, is referred to the Committee on Law Enforcement.

By Representatives McDowell and Bowman:

H. J. R. 1390, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY STUN GUNS, is referred to the Committee on Rules and Operation of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for H. B. 683, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF COOLEEMEE IN DAVIE COUNTY SUBJECT TO AN ELECTION, is returned for concurrence in Senate amendment and is placed on the Calendar for June 18.

H. B. 1002, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DUTIES OF EMERGENCY VEHICLES AT RED LIGHTS, is returned for concurrence in Senate amendment and is placed on the Clandar for June 18.

S. B. 408, A BILL TO BE ENTITLED AN ACT TO CHANGE THE STANDARD WORKING HOURS DURING WHICH A JUDGE CAN PERMIT LIMITED DRIVING PRIVILEGES AFTER A CONVICTION FOR DRIVING WHILE IMPAIRED, is read the first time and is referred to the Committee on Judiciary No. 3.

Committee Substitute for S. B. 450, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS CONCERNING THE TIME OF EXECUTION OF PERSONS SENTENCED TO DEATH, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 453, A BILL TO BE ENTITLED AN ACT TO CLARIFY COURT COSTS FOR FORECLOSURE UNDER A POWER OF SALE, is read the first time and is referred to the Committee on Courts and Administration of Justice.

S. B. 548, A BILL TO BE ENTITLED AN ACT TO INCORPORATE TECHNICAL AMENDMENTS INTO THE PRIVATE PROTECTIVE SERVICES ACT, is read the first time and is referred to the Committee on Judiciary No. 1.

S. B. 579, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN APPLICATION FOR USE VALUE CONTINUE IN EFFECT UNTIL THE PROPERTY IS TRANSFERRED OR BECOMES OTHERWISE INELIGIBLE FOR USE-VALUE CLASSIFICATION, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 681, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT AND IMPLEMENT RULES PROMOTING THE SAFETY OF ALL CHEERLEADERS ENROLLED IN ALL PUBLIC MIDDLE SCHOOLS, JUNIOR HIGH SCHOOLS, AND HIGH SCHOOLS, is read the first time and is referred to the Committee on Education.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 244, AN ACT TO MAKE TECHNICAL AMENDMENTS IN LEGISLATIVE RETIREMENT AND HEALTH BENEFITS.

H. B. 535, AN ACT TO PERMIT STATE LAW ENFORCEMENT OFFICERS TO RESTORE WITHDRAWN CONTRIBUTIONS AND CREDITABLE SERVICE, AND TO RESTORE FORFEITED CREDITABLE SERVICE OF WILDLIFE PROTECTORS.

H. B. 711, AN ACT TO CONFORM STATE AND LOCAL GOVERNMENT RETIREMENT AND PENSION PAYMENTS TO THE REQUIREMENTS FOR THE ENFORCEMENT OF CHILD SUPPORT AND EQUITABLE DISTRIBUTION OF MARITAL PROPERTY OBLIGATIONS.

H. B. 715, AN ACT TO ALLOW PARTICIPANTS IN THE OPTIONAL RETIREMENT PROGRAM OF THE UNIVERSITY OF NORTH CAROLINA TO BECOME ELIGIBLE FOR MEMBERSHIP IN THE SUPPLEMENTAL RETIREMENT INCOME PLAN OF NORTH CAROLINA.

H. B. 746, AN ACT TO PROVIDE A PROCEDURE FOR OBTAINING CANDIDATES FOR MEMBERSHIP ON NONPARTISAN COUNTY BOARDS OF EDUCATION.

H. B. 849, AN ACT TO PROVIDE THAT FAILURE TO TAKE THE OATH OF OFFICE AS A MEMBER OF A LOCAL BOARD OF EDUCATION BY THE FIRST MONDAY IN DECEMBER DOES NOT CREATE A VACANCY.

H. B. 1009, AN ACT TO AMEND THE CHARITABLE REMAINDER TRUSTS ADMINISTRATION ACT.

H. B. 1266, AN ACT TO PERMIT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE MEMBERSHIP SERVICE CREDITS FOR OMITTED CONTRIBUTIONS.

S. B. 310, AN ACT TO AUTHORIZE TEMPORARY CUSTODY OF ABSCONDING JUVENILES BY THE JOINT SECURITY FORCE OUTSIDE TERRITORY.

S. B. 225, AN ACT TO CHANGE THE GRADE LEVELS AT WHICH CERTAIN TESTS ARE ADMINISTERED.

S. B. 339, AN ACT CLARIFYING THE STANDING OF THE DESIGNATED REPRESENTATIVE OF COUNTY COMMISSIONERS TO BRING ACTIONS UNDER THIS ARTICLE.

S. B. 378, AN ACT TO CLARIFY THAT DEFENDANTS CONVICTED OF DRUG TRAFFICKING OR CONSPIRING TO COMMIT DRUG TRAFFICKING MAY NOT AVOID THE FINES IMPOSED FOR THESE OFFENSES BY SERVING AN ADDITIONAL THIRTY DAYS IN PRISON.

S. B. 391, AN ACT TO IMPROVE THE SPECIAL EDUCATION HEARING PROCESS.

S. B. 428, AN ACT TO ALLOW A SUPPLIER OF SPECIAL FUEL WHO CONSIGNS FUEL TO A RESELLER TO PAY THE EXCISE TAX ON THE FUEL WHEN IT IS SOLD BY THE RESELLER INSTEAD OF WHEN IT IS DELIVERED TO THE RESELLER.

S. B. 593, AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE THAT ANY ACTION, SUIT OR PROCEEDING WHICH RELATES TO ANY BONDS ISSUED UNDER CHAPTER 159B OR TO ANY SECURITY FOR SAID BONDS MUST BE TRIED IN THE SUPERIOR COURT OF WAKE COUNTY.

CALENDAR

Action is taken on the following:

H. B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ALTERNATIVE EMINENT DOMAIN PROCEDURE FOR THE CITY OF CONOVER AND THE TOWN OF MAIDEN.

On motion of Representative Allran, the House concurs in the Senate amendment, which changes the title, and the bill is ordered enrolled.

Committee Substitute for H. B. 677, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWNS OF KILL DEVIL HILLS, KITTY HAWK, MANTEO, NAGS HEAD, AND SOUTHERN SHORES TO IMPOSE FACILITY FEES.

On motion of Representative Evans, Committee Amendment No. 1 is adopted by electronic vote (98-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Noles, Nye, Owens, Payne, Pool,

Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 97.

Voting in the negative: Representatives Ligon and Windley — 2.

Excused absences: Representatives Barker, A. Hall, and Jones — 3.

H. B. 1208, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 159-83 OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT RELATING TO SEAPORTS AND AIRPORTS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affiramative are: Representatives Anderson, Barbee, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 96.

Voting in the negative: Representatives Ballance, Chalk, Fitch, and Wood — 4.

Excused absences: Representatives Barker, A. Hall, and Jones — 3.

S. B. 37, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR THE EQUIPMENT INSPECTION OF MOTOR VEHICLES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Bumgardner, Chalk, Chapin, Church, Clark, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Greenwood, Hasty, Hauser, Holroyd, Holt, Hudson, Hurst, James, Jeralds, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Payne, Pool, Pulley, Quinn, Redwine, Richardson, Sparrow, Stamey, Tallent, Tyndall, E. Warren, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 73.

Voting in the negative: Representatives Allran, Brown, Brubaker, Cochrane, Cole, Cromer, Decker, Esposito, L. Etheridge, Foster, Gardner, M. Hall, Hege, Holmes, Huffman, Hughes, Justus, Ligon, Lutz, Noles, Owens, Rhodes, Rhyne, Robinson, Sizemore, Walker, and Windley — 27.

Excused absences: Representatives Barker, A. Hall, and Jones — 3.

Committee Substitute for H. B. 554, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS AND DUTIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS, passes its third reading, by electronic vote (103-1), and is ordered sent to the Senate.

Representative Bob Etheridge moves that the vote by which the bill passed its third reading be reconsidered and this motion carries by electronic vote (70-38).

On motion of Representative Pulley, the bill is withdrawn from tonight's Calendar and placed on the Calendar for June 20 by electronic vote (102-2).

H. B. 377, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA CONDOMINIUM ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The bill, as amended, passes its third reading, by electronic vote (98-2), and is ordered engrossed and sent to the Senate.

S. B. 136, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONFIDENTIALITY OF EDUCATION RECORDS, passes its third reading, by electronic vote (95-5), and is ordered enrolled.

Committee Substitute for H. B. 327, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A ONE-TIME TAX AMNESTY PROGRAM TO ENCOURAGE PAYMENT OF UNPAID, UNREPORTED, OR ASSESSED BUT UNPAID INCOME TAXES AND SALES AND USE TAXES.

On motion of Representative Nesbitt, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 4 by electronic vote (75-25).

Committee Substitute for H. B. 1179, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER REGISTRATION OF MISDEMEANANTS WHILE INCARCERATED, passes its second reading by electronic vote (56-46).

Representative Cochrane objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 931, A BILL TO BE ENTITLED AN ACT CONCERNING SUBDIVISION WATER SYSTEM DEDICATION IN EXTRATERRITORIAL AREAS, passes its second reading by electronic vote (102-0).

On motion of Representative Lancaster, consideration of the bill on its third reading is postponed until June 18.

H. B. 906, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME A MEMBER HAS TO MAKE CONTRIBUTIONS TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR THE PURCHASE OF SERVICE CREDITS FOR EDUCATIONAL LEAVE, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 987, A BILL TO BE ENTITLED AN ACT TO PROVIDE JUDICIAL DISCRETION FOR DEFINITE TERMS OF COMMITMENT FOR CERTAIN ACTS BY JUVENILES, passes its second reading, by electronic vote (95-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for S. B. 230, A BILL TO BE ENTITLED AN ACT TO AMEND PROVISIONS CONCERNING COMPENSATION OF MEMBERS OF LOCAL BOARDS OF HEALTH AND BOARDS OF SOCIAL SERVICES, passes its

second reading, by electronic vote (102-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 207, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. § 130A-315 OF THE DRINKING WATER ACT TO AUTHORIZE REGULATIONS ON ADEQUACY OF THE WATER SUPPLY, passes its second reading, by electronic vote (102-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 509, A BILL TO BE ENTITLED AN ACT TO ALLOW CUMULATIVE VOTING TO ELECT CORPORATE DIRECTORS IF THERE IS A STOCKHOLDER WHO OWNS OR CONTROLS MORE THAN ONE FIFTH RATHER THAN ONE FOURTH OF THE VOTING STOCK, passes its second reading, by electronic vote (105-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 547, A BILL TO BE ENTITLED AN ACT TO DISCONTINUE THE INSURANCE REQUIREMENT FOR LICENSES OF THE PRIVATE PROTECTIVE SERVICES BOARD DUE TO THE CREATION OF THE PRIVATE PROTECTIVE SERVICES RECOVERY FUND.

Representative Nesbitt calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its second reading by electronic vote (50-57).

S. B. 206, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COLLECTION OF SPOUSAL SUPPORT IN CERTAIN INSTANCES IN CASES BROUGHT OR ENFORCED UNDER ARTICLE 9 OF CHAPTER 110 OF THE GENERAL STATUTES, AS REQUIRED BY PART D OF TITLE IV OF THE SOCIAL SECURITY ACT.

On motion of Representative Pulley, consideration of the bill is postponed until June 19.

On motion of Representative Lilley, seconded by Representative Easterling, the House adjourns to reconvene June 18 at 1:30 p.m.

NINETY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 18, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barker and Blue for today.

Representative Chalk moves that H. B. 975, A BILL TO BE ENTITLED AN ACT TO

ALLOW COUNTIES TO CREATE LAW ENFORCEMENT SERVICE DISTRICTS, be recalled from the Senate and this motion carries by electronic vote (77-0).

The Speaker orders a Special Message sent to the Senate requesting the return of the bill for further consideration.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Foster for the Committee on Education:

H. B. 282, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP LIFETIME PHYSICAL FITNESS THROUGH ELEMENTARY PHYSICAL EDUCATION PROGRAMS IN GRADES KINDERGARTEN THROUGH SIX, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Foster, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

H. B. 996, A BILL TO BE ENTITLED AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS, with a favorable report, as amended.

H. B. 1309, A BILL TO BE ENTITLED AN ACT DIRECTING LOCAL BOARDS OF EDUCATION TO PROHIBIT SMOKING BY STUDENTS ON SCHOOL PROPERTY, with a favorable report, as amended.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 828, A BILL TO BE ENTITLED AN ACT TO INCREASE PROTECTION FOR VISUALLY IMPAIRED PEDESTRIANS, with an unfavorable report.

H. B. 886, A BILL TO BE ENTITLED AN ACT TO LIMIT MOTIONS FOR APPROPRIATE RELIEF BROUGHT BY PRISONERS TO SET ASIDE THEIR CONVICTIONS, with an unfavorable report.

H. B. 917, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARENTAL OR JUDICIAL CONSENT FOR UNEMANCIPATED MINOR'S ABORTION, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Wright, Committee Amendments Nos. 1 and 2 are adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

H. B. 1155, A BILL TO BE ENTITLED AN ACT TO PUNISH ASSAULTS OR THREATENED ASSAULTS ON JUDGES AND DISTRICT ATTORNEYS, with a favorable report.

S. B. 370, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT COPIES OF PROTECTIVE ORDERS ISSUED IN DOMESTIC VIOLENCE CASES MAY BE RETAINED BY COUNTY POLICE DEPARTMENTS, with a favorable report.

S. B. 701, A BILL TO BE ENTITLED AN ACT TO MAKE UNLAWFUL THE IMPERSONATION OF CITY, COUNTY OR STATE EMPLOYEES, with a favorable report, as amended.

By Representative Quinn for the Committee on Finance:

Senate Committee Substitute for House Committee Substitute for H. B. 222, A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS, with the recommendation that the Committee on Finance recommends that the House of Representatives do not concur in the Senate committee substitute for the House committee substitute for H. B. 222 and advise the Speaker that the Senate committee substitute is a material amendment under Article II, Sec. 3 of the State's Constitution.

On motion of Representative Quinn, the House does not concur in the Senate committee substitute for House committee substitute and conferees are requested. The Senate is so notified by Special Message.

H. B. 730, A BILL TO BE ENTITLED AN ACT TO EXEMPT MEDICINES SOLD ON PRESCRIPTION OF A VETERINARIAN FROM SALES TAX, with a favorable report.

H. B. 883, A BILL TO BE ENTITLED AN ACT TO EXPAND THE SALES TAX EXEMPTION FOR FARM PRODUCTS TO INCLUDE ALL FARM PRODUCTS SOLD BY THE PRODUCER OF THE PRODUCTS, REGARDLESS WHETHER THE PRODUCER IS ALSO A RETAIL DEALER, with a favorable report.

H. B. 1270, A BILL TO BE ENTITLED AN ACT ESTABLISHING PRETRIAL RELEASE SERVICE FEES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

H. B. 1351, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE INDIVIDUAL INCOME TAX LAW ON DEPRECIATION ALLOWANCES TO FEDERAL LAW BY PERMITTING TAXPAYERS TO EXPENSE CERTAIN DEPRECIABLE BUSINESS ASSETS, with a favorable report.

H. B. 1371, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR TAXPAYERS WHOSE DEPENDENTS HAVE CERTAIN SEVERE HEAD INJURIES, with a favorable report.

S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF STANLY COUNTY AND MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES, with an unfavorable report as to bill, favorable as to House committee substitute bill, as amended.

The House committee substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

S. B. 451, A BILL TO BE ENTITLED AN ACT TO CLASSIFY CERTAIN WORKS OF FINE ART AND EXCLUDE THEM FROM INVENTORY TAX, with a favorable report.

S. B. 588, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SERVICE FEE IN G. S. 14-344 APPLICABLE TO SELLING ADMISSION TICKETS, with a favorable report.

By Representative Barnes for the Committee on Corrections:

H. B. 1271, A BILL TO BE ENTITLED AN ACT TO LENGTHEN THE TIME A

CLASS A FELON MUST SERVE BEFORE BECOMING ELIGIBLE FOR PAROLE, without prejudice, and recommendation that the bill be referred to the Committee on Appropriations.

By Representative Murphy for the Committee on Health:

H. B. 882, A BILL TO BE ENTITLED AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

S. B. 202, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE PUBLIC HEALTH LAW AND RELATED LAWS, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 589, A BILL TO BE ENTITLED AN ACT TO REQUIRE DEVELOPERS TO RECORD TIME SHARE INSTRUMENTS AND TO PROVIDE LIEN RELEASES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

Senate Committee Substitute for H. B. 894, A BILL TO BE ENTITLED AN ACT TO PERMIT THE ANNUAL CONFERENCE OF CHIEF JUDGES TO DETERMINE WHICH ALCOHOL OFFENSES ARE SUBMITTABLE, with recommendation that the House concur.

On motion of Representative Lancaster, the House concurs in the Senate committee substitute, which changes the title, by electronic vote (90-0), and the bill is ordered enrolled.

H. B. 1070, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 42-14 FOR CERTAIN TENANCIES, with a favorable report.

H. B. 1207, A BILL TO BE ENTITLED AN ACT TO PERMIT A LANDLORD TO DELIVER PROPERTY ABANDONED BY A TENANT TO A NONPROFIT ORGANIZATION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

H. B. 1032, A BILL TO BE ENTITLED AN ACT TO REINSTATE THE FORMER PROVISIONS OF G. S. 113-120.5 THROUGH 113-120.7 CONCERNING LIABILITY OF LANDOWNERS TO AUTHORIZED RECREATIONAL USERS, with a favorable report, as amended.

By Representative Hightower for the Committee on State Government:

S. B. 464, A BILL TO BE ENTITLED AN ACT RELATING TO COSMETIC ARTS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Hightower, Committee Amendment No. 1 is adopted.

The bill, as amended, is re-referred to the Committee on Finance.

S. B. 621, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TIME REQUIREMENT LIMITATIONS FOR A PRIVATE PROTECTIVE LICENSE DO NOT APPLY TO THE TIME SPENT TEACHING POLICE SCIENCE SUBJECTS AT A POST-SECONDARY EDUCATIONAL INSTITUTION, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 86, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COURT TO EXTEND A PERIOD OF PROBATION TO ALLOW THE DEFENDANT TO COMPLETE PAYMENT OF RESTITUTION OR CONTINUE TREATMENT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

H. B. 908, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATUTES RELATING TO A SURVIVING SPOUSE'S RIGHT TO DISSENT FROM THE WILL OF THE DECEASED SPOUSE AND TO PROVIDE FOR AN ELECTIVE SHARE OF AN ESTATE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

H. B. 939, A BILL TO BE ENTITLED AN ACT TO AMEND THE NONPROFIT CORPORATION ACT CONTAINED IN CHAPTER 55A OF THE GENERAL STATUTES OF NORTH CAROLINA AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

H. B. 245, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRICT LIABILITY FOR DAMAGES RESULTING FROM HAZARDOUS WASTE IN NORTH CAROLINA, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 1106, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO MEMBERS OF VOLUNTEER FIRE DEPARTMENTS OR RESCUE SQUADS WHO RECEIVE NO COMPENSATION FOR THEIR SERVICES AS FIRE FIGHTERS OR EMERGENCY MEDICAL CARE PROVIDERS, with a favorable report, as amended.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 889, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 14-322 TO ALLOW THE COURT TO MODIFY ORDERS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

H. B. 1065, A BILL TO BE ENTITLED AN ACT TO TREAT JUDGES LIKE OTHER MEMBERS OF THE LEGAL PROFESSION, with a favorable report, as amended.

By Representative Church for the Committee on Higher Education:

H. B. 1185, A BILL TO BE ENTITLED AN ACT TO PERMIT STATE EMPLOYEES TO SERVE AS MEMBERS OF BOARDS OF TRUSTEES OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

By Representative Ballance for the Committee on Housing:

H. B. 1029, A BILL TO BE ENTITLED AN ACT TO VEST PROPERTY RIGHTS UPON THE ISSUANCE OF A BUILDING PERMIT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1277, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DEATH PENALTY FOR PERSONS EIGHTEEN YEARS OF AGE OR YOUNGER, without prejudice.

On motion of Representative Ballance, the rules are suspended and the bill is placed on the Calendar for June 20.

H. B. 1297, A BILL TO BE ENTITLED AN ACT TO SUBSTITUTE LIFE IMPRISONMENT WITHOUT PAROLE FOR THE DEATH PENALTY, with an indefinite postponement report.

H. B. 1315, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR THOSE WHO COMMIT ASSAULTS ON SANITARIANS AND OTHER ENVIRONMENTAL HEALTH OFFICIALS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 20. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Jones, H. B. 1274, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE EMPLOYEES TO TRANSFER EXCESS VACATION DAYS TO SICK LEAVE, is withdrawn from the Committee on State Personnel and re-referred to the Committee on Appropriations.

On motion of Representative Wicker, H. B. 891, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 90-95(d) (4) TO INCREASE THE PUNISHMENT FOR MISDEMEANOR POSSESSION OF MARIJUANA, is withdrawn from the Calendar for June 19 and re-referred to the Committee on Courts and Administration of Justice.

On motion of Representative Clark, H. B. 761, A BILL TO BE ENTITLED AN ACT TO APPORTION THE FEDERAL ESTATE TAX BURDEN AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is withdrawn from the Committee on Finance and re-referred to the Committee on Judiciary No. 1.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Owens, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

On motion of Representative E. Warren, Rule 31.1 is suspended by a two-thirds majority in order for a local bill to be filed.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Clark, Beard, Edwards, Jeralds, and Tyson:

H. B. 1392, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE COMPOSITION AND MANNER OF ELECTION OF THE CUMBERLAND COUNTY BOARD OF EDUCATION, is referred to the Committee on Election Laws.

By Representatives Hackney and Barnes:

H. J. R. 1393, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE THE STUDY OF WATER QUALITY IN THE HAW RIVER AND B. EVERETT JORDAN RESERVOIR, is referred to the Committee on Rules and Operation of the House.

By Representatives Diamont and Blue:

H. B. 1394, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ADDITIONAL PROTECTIVE SERVICES WORKERS, is referred to the Committee on Appropriations.

On motion of Representative Owens, the rules are suspended and the following is introduced and read the first time.

By Representatives Owens, Hunt, and Lutz:

H. B. 1395, A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELECTION DATE FOR THE POLK COUNTY BOARD OF EDUCATION FROM MAY TO NOVEMBER, is referred to the Committee on Local Government No. 1.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 18, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that your request for the return of H. B. 975, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO CREATE LAW ENFORCEMENT SERVICE DISTRICTS, is acknowledged and we herewith comply.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Chalk moves that the vote by which H. B. 975, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO CREATE LAW ENFORCEMENT SERVICE DISTRICTS, passed its third reading be reconsidered and this motion carries.

Representative Chalk moves that the vote by which the bill passed its second reading be reconsidered and this motion carries.

The Speaker states that now the question is the passage of the bill on its second roll call reading. The bill is placed on the Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. J. R. 342, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CLYDE NOLAN, "MR. DEMOCRAT", is read the first time and is referred to the Committee on Rules and Operation of the House.

On motion of Representative Owens, the rules are suspended and the resolution is placed on the Calendar.

Committee Substitute for S. J. R. 444, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. ELLEN BLACK WINSTON, is read the first time and is referred to the Committee on Rules and Operation of the House.

On motion of Representative Fussell, the rules are suspended, and the resolution is placed on the Calendar.

H. B. 1359, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE NOMINATION OF PERSONS FOR THE STATE BOARD OF COMMUNITY COLLEGES, is returned for concurrence in Senate amendment.

On motion of Representative Church, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Fussell, the House concurs in the Senate amendment, by electronic vote (90-0), and the bill is ordered enrolled.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 238, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITYOF RALEIGH AND TO EXERCISE EMINENT DOMAIN POWERS FOR OPEN SPACE, is read the first time and is referred to the Committee on Local Government No. 2.

Committee Substitute for S. B. 259, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL MATTERS IN IREDELL COUNTY AND THE CITY OF STATESVILLE, INCLUDING THE DISTRICTING OF THE CITY COUNCIL, COLLECTION OF TAXES, AN OCCUPANCY TAX, STATESVILLE SCHOOL ELECTIONS, AND A CIVIC CENTER AUTHORITY, is read the first time and is referred to the Committee on Finance.

S. B. 546, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SALES TERRITORIES DESIGNATED BY AN AGREEMENT BETWEEN A WHOLESALER AND A WINERY ARE EXCLUSIVE, is read the first time and is referred to the Committee on Judiciary No. 1.

S. B. 549, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MOREHEAD CITY NAVIGATION AND PILOTAGE COMMISSION MAY REGULATE THE PILOTING OF SHIPPING FROM MOREHEAD CITY TO AURORA, is read the first time and is referred to the Committee on State Government.

S. B. 592, A BILL TO BE ENTITLED AN ACT TO PERMIT EXTENSION SERVICE EMPLOYEES HAVING DUAL EMPLOYMENT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, PREVENT PARTIAL WITHDRAWAL, AND PERMIT EXTENSION SERVICE EMPLOYEES

TO RESTORE PARTIALLY WITHDRAWN ACCOUNTS, is read the first time and is referred to the Committee on Pensions and Retirement.

S. B. 606, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-116 RELATING TO THE LENGTH OF CERTAIN VEHICLES, is read the first time and is referred to the Committee on Transportation.

Committee Substitute for S. B. 620, A BILL TO BE ENTITLED AN ACT TO AMEND THE CERTIFICATE OF NEED LAW TO PERMIT THE TRANSFER OF ASSIGNMENT OF CERTAIN CERTIFICATES OF NEED, is read the first time and is referred to the Committee on Health.

S. B. 690, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE SCHOOL FINANCE PILOT PROJECT, is read the first time and is referred to the Committee on Education.

Committee Substitute for S. B. 720, A BILL TO BE ENTITLED AN ACT TO AMEND THE PAY OUT TIME AND CLARIFY THE FORMULA USED TO DETERMINE A DISTRIBUTIVE AWARD MADE AS AN EQUITABLE DISTRIBUTION OF MARITAL PROPERTY, is read the first time and is referred to the Committee on Judiciary No. 3.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 37, AN ACT TO INCREASE THE FEES FOR THE EQUIPMENT INSPECTION OF MOTOR VEHICLES.

S. B. 136, AN ACT TO CLARIFY THE CONFIDENTIALITY OF EDUCATION RECORDS.

S. B. 207, AN ACT TO AMEND G. S. §130A-315 OF THE DRINKING WATER ACT TO AUTHORIZE REGULATIONS ON ADEQUACY OF THE WATER SUPPLY.

S. B. 230, AN ACT TO AMEND PROVISIONS CONCERNING COMPENSATION OF MEMBERS OF LOCAL BOARDS OF HEALTH AND BOARDS OF SOCIAL SERVICES.

S. B. 509, AN ACT TO ALLOW CUMULATIVE VOTING TO ELECT CORPORATE DIRECTORS IF THERE IS A STOCKHOLDER WHO OWNS OR CONTROLS MORE THAN ONE FIFTH RATHER THAN ONE FOURTH OF THE VOTING STOCK.

H. B. 432, AN ACT TO REGULATE HUNTING ON THE LANDS OF ANOTHER IN HYDE COUNTY.

H. B. 634, AN ACT TO REPEAL THE PROHIBITION AGAINST USING BAIT TO HUNT BIG GAME IN PENDER COUNTY.

H. B. 659, AN ACT TO PROVIDE FOR AN ALTERNATIVE EMINENT DOMAIN PROCEDURE FOR THE CITY OF CONOVER AND THE TOWN OF MAIDEN AND THE CITY OF HICKORY.

Representative Miller moves that the vote by which S. B. 547, A BILL TO BE ENTITLED AN ACT TO DISCONTINUE THE INSURANCE REQUIREMENT FOR LICENSES OF THE PRIVATE PROTECTIVE SERVICES BOARD DUE TO

THE CREATION OF THE PRIVATE PROTECTIVE SERVICES RECOVERY FUND, failed to pass its second reading on June 17 be reconsidered. This motion carries by electronic vote (62-41).

On motion of Representative Nesbitt, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 1.

ELECTION OF MEMBERSHIP TO
STATE BOARD OF COMMUNITY COLLEGES

In accordance with G. S. 115D-2.1 and H. J. R. 1352, Representative Church, Chairman of the Committee on Higher Education, presents the names of Mr. J. P. Huskins and Mr. Carl D. Totherow to a six-year term and Mr. Donald C. Eudy to a four-year term on the State Board of Community Colleges.

Mr. J. P. Huskins and Mr. Carl D. Totherow are elected to a six-year term and Mr. Donald C. Eudy is elected to a four-year term on the State Board of Community Colleges, beginning July 1, 1985 by electronic vote (104-0). The Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 683, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF COOLEEMEE IN DAVIE COUNTY SUBJECT TO AN ELECTION.

On motion of Representative Cochrane, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1002, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DUTIES OF EMERGENCY VEHICLES AT RED LIGHTS.

On motion of Representative Holt, the House concurs in the Senate amendment, by electronic vote (90-5), and the bill is ordered enrolled.

Committee Substitute for H. B. 677, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWNS OF KILL DEVIL HILLS, KITTY HAWK, MANTEO, NAGS HEAD, AND SOUTHERN SHORES TO IMPOSE FACILITY FEES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cole, Colton, J. W. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Wiser, Wood, C. Woodard, and Wright — 96.

Voting in the negative: Representatives Hege, Ligon, Spoon, and Windley — 4.

Excused absences: Representatives Barker and Blue — 2.

H. B. 1311, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTORATION FEE ON DRIVER'S LICENSES THAT ARE VOLUNTARILY SURRENDERED FOR HEALTH REASONS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Miller, Mothershead, Murphy, Noles, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 101.

Voting in the negative: None.

Excused absences: Representatives Barker and Blue — 2.

H. B. 975, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO CREATE LAW ENFORCEMENT SERVICE DISTRICTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Miller, Mothershead, Murphy, Noles, Nye, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 104.

Voting in the negative: None.

Excused absences: Representatives Barker and Blue — 2.

Committee Substitute for H. B. 1179, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VOTER REGISTRATION OF MISDEMEANANTS WHILE INCARCERATED, passes its third reading, by electronic vote (58-47), and is ordered sent to the Senate.

Committee Substitute for H. B. 931, A BILL TO BE ENTITLED AN ACT CONCERNING SUBDIVISION WATER SYSTEM DEDICATION IN EXTRATERRITORIAL AREAS.

Representative Lancaster offers Amendment No. 1 which is adopted by electronic vote (98-2).

The bill, as amended, passes its third reading, by electronic vote (95-2), and is ordered engrossed and sent to the Senate.

H. B. 1024, A BILL TO BE ENTITLED AN ACT TO PERMIT LICENSED PSYCHOLOGISTS WITH AT LEAST TWO YEARS CLINICAL EXPERIENCE TO CONDUCT INITIAL INVOLUNTARY COMMITMENT EVALUATIONS.

On motion of Representative Watkins, seconded by Representative Hauser, the pending Amendment No. 5 is tabled by electronic vote (68-39).

Representative J. W. Crawford calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (82-25), and is ordered engrossed and sent to the Senate.

S. J. R. 444, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. ELLEN BLACK WINSTON, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

Committee Substitute for H. B. 1147, A BILL TO BE ENTITLED AN ACT TO ALLOW NONPROFIT ORGANIZATIONS TO CONDUCT A "GAMES" NIGHT.

Representative Payne calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its second reading by electronic vote (48-58).

Committee Substitute for H. B. 1282, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 17B OF CHAPTER 58 OF THE GENERAL STATUTES SO AS TO CLARIFY AND REFORM THE LAWS PERTAINING TO THE NORTH CAROLINA INSURANCE GUARANTY ASSOCIATION, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 980, A BILL TO BE ENTITLED AN ACT TO ALLOW PHYSICIANS TO REPORT PHYSICALLY IMPAIRED DRIVERS TO THE COMMISSIONER OF MOTOR VEHICLES.

Representative Watkins offers Amendment No. 1.

Representative Watkins calls the previous question on the amendment and the call is sustained.

The amendment is adopted by electronic vote (84-25).

The bill, as amended, passes its second reading by electronic vote (58-54).

Representative Pulley objects to the third reading. The bill remains on the Calendar.

On motion of Representative Miller, the bill is withdrawn from the Calendar for June 19 and placed on the Calendar for June 21.

Representative Cochrane rises on a point of personal privilege to notify the House of

her intention to make a motion on June 19 to suspend Rule 39 to recall H. B. 520, A BILL TO BE ENTITLED AN ACT TO ENACT "THE TAX RELIEF ACT OF 1985", from the Committee on Finance in order that the bill might be returned to the House floor for further consideration. Representative Cochrane also delivers a notice of her intention to Representative Quinn, chairman of the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 18, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on House Committee Substitute for H. B. 87: A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 18, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body notifying you of the election by the Senate, pursuant to H. J. R. 1352, of the following persons to the State Board of Community Colleges: Mr. Wayne Peterson and Mrs. Barbara K. Allen.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

On motion of Representative Lilley, seconded by Representative Holt, the House adjourns to reconvene June 19 at 1:30 p.m.

NINETY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 19, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Rudy Hodge, Minister of Visitation, Hayes Barton United Methodist Church, Raleigh, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bumgardner, Edwards, Mothershead, and Tyndall for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 527, A JOINT RESOLUTION URGING NORTH CAROLINA CORPORATIONS TO END ALL FINANCIAL INVOLVEMENT WITH SOUTH AFRICA, with a favorable report, as amended.

H. J. R. 767, A JOINT RESOLUTION HONORING HUGH HAMMOND BENNETT, THE FATHER OF SOIL CONSERVATION, AND COMMEMORATING THE FIFTIETH ANNIVERSARY OF THE SOIL CONSERVATION SERVICE, with an indefinite postponement report.

H. J. R. 797, A JOINT RESOLUTION DIRECTING THE STATE PERSONNEL COMMISSION TO STUDY THE STATE PERSONNEL ACT AND TO DESIGN CHANGES TO GIVE PROFESSIONAL STATE EMPLOYEES THE PROTECTION AND SECURITY FROM POLITICAL PRESSURES THEY DESERVE AND ESTABLISH A SENIOR EXECUTIVE SERVICE, with an indefinite postponement report.

H. B. 1103, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE AVAILABILITY AND COVERAGE OF LONG-TERM CARE INSURANCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 1246, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE INDEPENDENT NONRELATIVE ADOPTIVE PLACEMENT OF CHILDREN UNDER TWO YEARS OF AGE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 1281, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY GROUNDWATER CONTAMINATION LEAKAGES FROM UNDERGROUND STORAGE TANKS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Locks, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

H. B. 1385, A BILL TO BE ENTITLED AN ACT TO CONFORM THE EXPIRATION DATE OF APPOINTMENTS TO THE NORTH CAROLINA AGRICULTURAL FACILITIES FINANCE AGENCY TO THOSE OF OTHER OFFICES, with a favorable report.

H. J. R. 1390, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY STUN GUNS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 1039, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE I OF THE NORTH CAROLINA CONSTITUTION TO PROVIDE THAT A DEFENDANT IN CRIMINAL COURT MAY WAIVE JURY TRIAL IF REPRESENTED BY COUNSEL, with a favorable report.

Committee Substitute for S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, IN FULL OR IN PART, INVENTORIES OF MANUFACTURERS, WHOLESALERS, AND RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 829, A BILL TO BE ENTITLED AN ACT TO DETER ORGANIZED CRIMINAL ACTIVITY AND CONVERT THE VARIOUS PROPERTIES AND PROPERTY RIGHTS EMPLOYED THEREIN TO PUBLIC PURPOSES BY IMPOSING CIVIL SANCTIONS ON RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 21. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 396, A BILL TO BE ENTITLED AN ACT TO REQUIRE INDEPENDENT AUDITS OF PERSONS APPLYING FOR OR HOLDING PERMITS FOR LOW-LEVEL RADIOACTIVE FACILITIES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 21. The original bill is placed on the Unfavorable Calendar.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1109, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF MONEY IN JOINT BANK ACCOUNTS RECEIVED BY SURVIVING COTENANTS FREE OF THE CLAIMS AGAINST THE DECEDENT, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative Pulley, the substitute bill is placed on the Calendar for June 26. The original bill is placed on the Unfavorable Calendar.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 658, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF GREENSBORO TO SET REQUIREMENTS FOR PUBLIC PROJECTS CONTRACTS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the bill be re-referred to the Committee on Judiciary No. 1.

The substitute bill is re-referred to the Committee on Judiciary No. 1. The original bill is placed on the Unfavorable Calendar.

H. B. 1395, A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELECTION DATE FOR THE POLK COUNTY BOARD OF EDUCATION FROM MAY TO NOVEMBER, with a favorable report.

S. B. 318, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STANLY COUNTY IS AUTHORIZED TO CONSTRUCT GAS LINES, with a favorable report.

By Representative Jeralds for the Committee on Military and Veterans' Affairs:

H. B. 1312, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PROPERTY TAX EXCLUSION FOR RESIDENCES OWNED BY CERTAIN DISABLED VETERANS AND TO EXPAND THE EXCLUSION TO INCLUDE ALL DISABLED VETERANS WHO ARE TOTALLY UNEMPLOYABLE, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the bill be re-referred to the Committee on Finance.

The substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 54, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN PRIMARY AND ELECTION, AND TO PROVIDE FOR NOMINATION AND ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT, with an indefinite postponement report.

H. B. 207, A BILL TO BE ENTITLED AN ACT TO CHANGE, SUBJECT TO A REFERENDUM, THE MANNER OF THE ELECTION OF THE LINCOLN COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN ELECTION AND RUNOFF, AND TO PROVIDE FOR ELECTION BY RESIDENCE DISTRICT INSTEAD OF NOMINATION BY VOTING DISTRICT AND ELECTION BY RESIDENCE DISTRICT, with an indefinite postponement report.

H. B. 470, A BILL TO BE ENTITLED AN ACT TO CREATE THE SPARTA/ALLEGHANY AIRPORT AUTHORITY, with a favorable report.

H. B. 651, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF COUNTY COMMISSIONERS OF GUILFORD COUNTY TO ASSIGN THE AUTHORITY FOR THE REZONING OF PROPERTY TO A DESIGNATED PLANNING AGENCY, with a favorable report.

H. B. 1374, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF LENOIR TO PRIVATELY NEGOTIATE A LEASE OF THE OLD LENOIR HIGH SCHOOL, with a favorable report.

H. B. 1383, A BILL TO BE ENTITLED AN ACT TO ALLOW LEE COUNTY TO CREATE RURAL FIRE PROTECTION DISTRICTS CONTIGUOUS WITH THE BOUNDARIES OF EXISTING COUNTY FIRE SERVICE DISTRICTS, AND TO ANNEX TERRITORY TO RURAL FIRE PROTECTION DISTRICTS, with a favorable report, as amended.

Committee Substitute for S. B. 213, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH RELATING TO DRIVEWAYS, SITE PLAN AND SUBDIVISION APPROVAL, ROAD OR DRAINAGE PROJECT FEES, AND OPEN SPACE PROJECT FEES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Sparrow, Committee Amendment No. 1 is adopted.

The substitute bill, as amended, is re-referred to the Committee on Finance.

By Representative Barker for the Committee on Mental Health:

Committee Substitute for S. B. 347, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PAYMENT OF COSTS IN DEPARTMENT OF HUMAN RESOURCES INSTITUTIONS, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 238, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SEPARATION AGREEMENTS AND CERTAIN COURT ORDERS SHALL BE REVIVED AFTER ATTEMPTED RECONCILIATION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 21. The original bill is placed on the Unfavorable Calendar.

H. B. 595, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE COLLECTION OF PROPERTY TAXES ON MOTOR VEHICLES BY REQUIRING THAT THESE TAXES BE PAID WHEN A VEHICLE REGISTRATION IS RENEWED, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the bill be re-referred to the Committtee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 1170, A BILL TO BE ENTITLED AN ACT REGULATING ITINERANT MERCHANTS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title and the bill to a resolution, and recommendation that the bill be re-referred to the Committee on Appropriations.

The substitute resolution is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 1294, A BILL TO BE ENTITLED AN ACT TO PREVENT FELONS FROM PROFITING FROM THEIR STORIES AND OTHER ACCOUNTS OF THEIR CRIMES BY REQUIRING THAT THE PROCEEDS OF THEIR STORIES BE USED TO COMPENSATE THE VICTIMS OF THE CRIMES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 21. The original bill is placed on the Unfavorable Calendar.

By Representative Fussell for the Committee on Highway Safety:

H. B. 47, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR THE EQUIPMENT INSPECTION OF MOTOR VEHICLES, with an indefinite postponement report.

H. B. 978, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 21. The original bill is placed on the Unfavorable Calendar.

H. B. 1216, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A DRIVER MUST STOP HIS MOTOR VEHICLE ON A ROADWAY OF FOUR OR MORE LANES WHEN APPROACHING OR NEAR A SCHOOL BUS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary No. 1.

H. B. 1278, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO PERMIT PERSONS TO DRIVE WITH A BIOPTIC TELESCOPE, with an indefinite postponement report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 170, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL REMEDIES FOR VIOLATIONS OF THE OPEN MEETINGS LAW, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 21. The original bill is placed on the Unfavorable Calendar.

Representative Hackney sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

House Committee Substitute for H. B. 87

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on House Committee Substitute for H. B. 87 wish to report as follows:

The Senate recedes from Amendment No. 2, and conferees agree that House Committee Substitute for H. B. 87 be further amended as follows: "Section 2 is renumbered as Section 4, and a new Section 2 is added as follows:

"Sec. 2. G. S. 14-269 is further amended by adding a new subsection (c) as follows, and by redesignating the present subsection (c) as subsection (d):

"(c) It is a defense to a prosecution under this section that:

(1) The weapon was not a firearm;

(2) The defendant was engaged in, or on the way to or from, an activity in which he legitimately used the weapon,

(3) The defendant possessed the weapon for that legitimate use; and

(4) The defendant did not use or attempt to use the weapon for an illegal purpose.

The burden of proving this defense is on the defendant." ' "

A new Section 3 is added as follows:

"Sec. 3. G. S. 14-269(a) is further amended by adding immediately after the word "razor," the words "shurikin, stun gun,".'

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 19 day of June, 1985.

Conferees for the Senate
S/ Dennis J. Winner
S/ Robert S. Swain

Conferees for the House of Representatives
S/ Joe Hackney
S/ Daniel H. DeVane
S/ Dennis Wicker

The Conference Report is adopted by electronic vote (90-2), and the Senate is so notified by Special Message.

The Speaker orders the bill enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Locks:

H. B. 1396, A BILL TO BE ENTITLED AN ACT TO CAUSE INSURANCE PROCEEDS TO BE PAYABLE ON ACCOUNT OF THE DEATH OF ANY MEMBER OF THE TEACHERS' AND STATE EMPLOYEES', LOCAL GOVERNMENTAL EMPLOYEES', AND LAW ENFORCEMENT OFFICERS' RETIREMENT SYSTEMS SO AS TO CAUSE INSURANCE PROCEEDS TO BE PAYABLE ON ACCOUNT OF THE DEATH OF ANY MEMBER WITHIN THREE HUNDRED AND SIXTY-SIX DAYS AFTER LEAVING PAY STATUS FOR ANY REASON, AT NO COST TO THE RETIREMENT SYSTEMS OR STATE, is referred to the Committee on Pensions and Retirement.

By Representatives E. Warren, Brinkley, and Jones:

H. B. 1397, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 2 OF THE SESSION LAWS OF 1985 TO PROVIDE FOR THE APPOINTMENT OF THREE ADDITIONAL MEMBERS TO THE INTERIM BOARD AND SUBSEQUENT TO JULY 1, 1986, TO THE PITT COUNTY BOARD OF EDUCATION, is referred to the Committee on Local Government No. 2.

By Representative Bruce Ethridge:

H. B. 1398, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SWANSBORO VOLUNTEER FIRE DEPARTMENT TO PROVIDE EQUIPMENT NEEDED FOR EMERGENCY SITUATIONS INVOLVING HAZARDOUS MATERIALS, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 523, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS FROM PUBLIC ROADS IN GREENE COUNTY, is returned for concurrence in Senate amendment and is placed on the Calendar for June 20.

S. B. 346, A BILL TO BE ENTITLED AN ACT AMENDING ARTICLE XV, SECTION 83(e) OF THE CHARTER OF THE CITY OF WINSTON-SALEM RELATING TO UPTOWN DEVELOPMENT PROJECTS, is read the first time and is referred to the Committee on Local Government No. 1.

Committee Substitute for S. B. 716, A BILL TO BE ENTITLED AN ACT TO PERMIT MUNICIPALITIES BORDERING ON THE ATLANTIC OCEAN TO REGULATE SEWER TIE-ONS WITHIN THEIR CORPORATE LIMITS, AND TO AUTHORIZE DARE COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN DARE COUNTY, is read the first time and is referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 19, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body requesting that H. B. 523, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS FROM PUBLIC ROADS IN GREENE COUNTY, be returned to the Senate for further consideration.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

On motion of Representative E. Warren, the bill is withdrawn from the Calendar for June 20 and returned to the Senate by Special Message.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 593, AN ACT TO CONFORM NORTH CAROLINA LIMITATIONS ON TANDEM TRAILERS AND SEMITRAILERS WITH FEDERAL STATUTES AND TO MAKE OTHER CHANGES.

H. B. 683, AN ACT TO INCORPORATE THE TOWN OF COOLEEMEE IN DAVIE COUNTY SUBJECT TO AN ELECTION.

H. B. 894, AN ACT TO PERMIT THE ANNUAL CONFERENCE OF CHIEF JUDGES TO DETERMINE WHICH ALCOHOL OFFENSES ARE SUBMITTABLE AND GRANTING AUTHORITY TO CHIEF DISTRICT JUDGES, CLERKS OF COURT AND MAGISTRATES TO HANDLE SUCH ALCOHOL OFFENSES.

H. B. 901, AN ACT TO AMEND G. S. 28A-15-1(c) TO PROVIDE THAT GENERAL LANGUAGE IN A WILL GRANTING A PERSONAL REPRESENTATIVE A POWER OF SALE IS SUFFICIENT TO ELIMINATE THE NECESSITY OF A SPECIAL PROCEEDING UNDER ARTICLE 17 OF CHAPTER 28A AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H. B. 1002, AN ACT TO CLARIFY THE DUTIES OF EMERGENCY VEHICLES AT RED LIGHTS.

H. B. 1359, AN ACT TO AMEND THE LAW REGARDING THE NOMINATION OF PERSONS FOR THE STATE BOARD OF COMMUNITY COLLEGES.

S. J. R. 444, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. ELLEN BLACK WINSTON.

CALENDAR

Action is taken on the following:

H. B. 975, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO CREATE LAW ENFORCEMENT SERVICE DISTRICTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, M. Hall, Hauser, Hege, Holmes, Holroyd, Holt, Huffman, Hughes, Hunt, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Tallent, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Bumgardner, Edwards, Mothershead, and Tyndall — 4.

H. B. 1311, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTORATION FEE ON DRIVER'S LICENSES THAT ARE VOLUNTARILY SURRENDERED FOR HEALTH REASONS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 96.

Voting in the negative: None.

Excused absences: Representatives Bumgardner, Edwards, Mothershead, and Tyndall — 4.

Under Rule 37 Representative Cole moves that H. B. 584, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF SEVEN DEVILS TO HOLD AN ELECTION ON THE SALE OF MALT BEVERAGES AND UNFORTIFIED WINE, be removed from the Unfavorable Calendar and this motion carries by electronic vote (101-0). The Chair rules that this is a two-thirds majority.

On motion of Representative Diamont the bill is re-referred to the Committee on Local Government No. 2.

Representative Rhyne rises on a point of order to state that Representative Cochrane had asked him to make the motion that she gave notice of on June 18 pertaining to recalling H. B. 520, A BILL TO BE ENTITLED AN ACT TO ENACT "THE TAX RELIEF ACT OF 1985", and under Rule 39.1 he so moves to recall the bill from the Committee on Finance.

Representative Quinn moves, seconded by Representative Bob Etheridge, that Representative Rhyne's motion do lie upon the table and this motion carries by electronic vote (72-35).

On motion of Representative Lancaster, Committee Substitute for H. B. 589, A BILL TO BE ENTITLED AN ACT TO REQUIRE DEVELOPERS TO RECORD TIME SHARE INSTRUMENTS AND TO PROVIDE LIEN RELEASES, is withdrawn from the Calendar of June 20 and re-referred to the Committee on Finance.

H. B. 996, A BILL TO BE ENTITLED AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS.

On motion of Representative Pool, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Enloe, L. Etheridge, Evans, Fitch, Fletcher, Fussell, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 97.

Voting in the negative: None.

Excused absences: Representatives Bumgardner, Edwards, Mothershead, and Tyndall — 4.

Committee Substitute for H. B. 981, A BILL TO BE ENTITLED AN ACT TO PROVIDE IMMEDIATE MEDICAL HISTORY AND SPECIFIC ORGAN DONOR INFORMATION FOR ALL LICENSED DRIVERS AND SPECIAL IDENTIFICATION CARD HOLDERS IN NORTH CAROLINA.

On motion of Representative Miller, the bill is temporarily displaced.

S. B. 588, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SERVICE FEE IN G. S. 14-344 APPLICABLE TO SELLING ADMISSION TICKETS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Colton, J. W. Crawford, N. J. Crawford, Creecy,

Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Owens, Privette, Pulley, Quinn, Redwine, Richardson, Sparrow, Spoon, Stamey, Tallent, Tyson, E. Warren, R. Warren, Wicker, Wiser, B. Woodard, and Wright — 85.

Voting in the negative: Representatives Brawley, Cole, Craven, Gardner, M. Hall, Huffman, Locks, Sizemore, Walker, and Windley — 10.

Excused absences: Representatives Bumgardner, Edwards, Mothershead, and Tyndall — 4.

House Committee Substitute for Senate Committee Substitute for S. B. 58, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA.

Representative Blue offers Amendment no. 1 which fails of adoption by electronic vote (22-74).

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Privette, Pulley, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 103.

Voting in the negative: Representative Decker.

Excused absences: Representatives Bumgardner, Edwards, Mothershead, and Tyndall — 4.

Committee Substitute for S. B. 46, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION AND THE GENERAL STATUTES TO CHANGE THE METHOD OF SELECTING THE MEMBERS OF THE STATE BOARD OF EDUCATION AND TO MAKE THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION APPOINTIVE.

On motion of Representative Michaux, the bill is temporarily displaced.

H. B. 1322, A BILL TO BE ENTITLED AN ACT TO MAKE LAND OWNED BY A CORPORATION ELIGIBLE FOR USE-VALUE APPRAISAL AND TO REQUIRE PAYMENT OF DEFERRED TAXES FOR THE PREVIOUS FIVE YEARS INSTEAD OF THREE YEARS WHEN A DISQUALIFYING TRANSFER OF LAND OCCURS.

Representative Barnes offers Amendment No. 1.

Representative Barnes calls the previous question on the amendment.

Representative Anderson moves that the call for the previous question on the amendment be postponed indefinitely.

Representative Barnes moves, seconded by Representative Blue, that the motion by Representative Anderson do lie upon the table.

Representative Beall moves, seconded by Representative Anderson, that the House do adjourn. This motion fails by electronic vote (37-72).

Now the question before the House is the motion by Representative Barnes that the motion by Representative Anderson that the call for the previous question on the amendment be postponed indefinitely, do lie upon the table. This motion carries by electronic vote (59-49).

Now the motion before the House is the call for the previous question on the adoption of the amendment. This call is sustained by electronic vote (81-28).

Amendment No. 1 is adopted by electronic vote (54-53).

On motion of Representative Pulley, seconded by Representative Jeralds, the bill is tabled by electronic vote (56-47).

H. B. 1290, A BILL TO BE ENTITLED AN ACT TO ALLOW RATE MAKING TO GIVE THE INSURANCE COMMISSIONER AUTHORITY TO SET CREDIT INSURANCE RATES.

The bill fails to pass its second reading by electronic vote (42-50).

Committee Substitute for H. B. 712, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VARIOUS CHANGES IN STATE AND LOCAL RETIREMENT, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 945, A BILL TO BE ENTITLED AN ACT TO AMEND THE SOLID WASTE LAW, passes its second reading, by electronic vote (100-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS, is returned for concurrence in Senate amendment and is placed on the Calendar for June 20.

On motion of Representative Lilley, seconded by Representative Holroyd, the House adjourns to reconvene June 20 at 1:30 p.m.

NINETY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, June 20, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 1397, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 2 OF THE SESSION LAWS OF 1985 TO PROVIDE FOR THE APPOINTMENT OF THREE ADDITIONAL MEMBERS TO THE INTERIM BOARD AND SUBSEQUENT TO JULY 1, 1986, TO THE PITT COUNTY BOARD OF EDUCATION, with a favorable report.

Committee Substitute for S. B. 238, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH AND TO EXERCISE EMINENT DOMAIN POWERS FOR OPEN SPACE, with an unfavorable report as to bill, favorable as to House committee substitute bill, which changes the title.

The House committee substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

By Representative Ballance for the Committee on Housing:

H. B. 499, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FAIR HOUSING ACT, with an unfavorable report.

By Representative Beall for the Committee on Election Laws.

H. B. 838, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR APPOINTMENT OF ADDITIONAL REGISTRATION COMMISSIONERS, with an indefinite postponement report.

H. B. 1080, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN ANY PERSON DISTRIBUTES LISTS OF CANDIDATE ENDORSEMENTS OR MARKED SAMPLE BALLOTS AT A POLLING PLACE, THE NAME OF THE PERSON OR COMMITTEE RESPONSIBLE FOR DISTRIBUTION OF THE LIST MUST BE INDICATED, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

H. B. 1392, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE COMPOSITION AND MANNER OF ELECTION OF THE CUMBERLAND COUNTY BOARD OF EDUCATION, with a favorable report.

By Representative Bumgardner for the Committee on Public Utilities:

H. B. 1010, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF PREFERENCE OR ADVANTAGE IN UTILITIES REGULATION, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Finance.

The substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 814, A BILL TO BE ENTITLED AN ACT TO ESTABLISH FAIR TREATMENT FOR CRIME VICTIMS AND WITNESSES, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 1113, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE MUTUAL ASSOCIATION ACT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

S. B. 721, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES WHICH PROHIBIT UNAUTHORIZED DAMAGE TO RAILROADS AND THEIR PROPERTY, with an unfavorable report as to bill, favorable as to House committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 967, A BILL TO BE ENTITLED AN ACT RELATING TO PROFESSIONAL BONDSMEN, RUNNERS AND FORFEITURES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 1173, A BILL TO BE ENTITLED AN ACT PERMITTING LOCAL BOARDS OF EDUCATION TO REFUSE EMPLOYMENT, DISMISS, OR SUSPEND TEACHERS FOR HOMOSEXUAL CONDUCT OR ACTIVITY, with an indefinite postponement report.

S. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNLAWFUL POSSESSION OF HYDROMORPHONE, COMMONLY KNOWN AS DILAUDID, A CLASS I FELONY, with a favorable report, as amended.

By Representative C. Woodard for the Committee on Small Business:

H. B. 941, A BILL TO BE ENTITLED AN ACT CONCERNING SOLID WASTE

FIRMS IN AREAS PROPOSED FOR ANNEXATION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

By Representative Easterling for the Committee on Children and Youth:

H. B. 516, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 14-190.12 AND G. S. 7A-517 TO PROHIBIT SEXUAL EXPLOITATION OF CHILDREN, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

H. B. 861, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO CONTROL THE USE OF CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

S. B. 396, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL AND CLARIFYING AMENDMENTS CONCERNING CRIMINAL LAW AND PROCEDURE, AND TO RESTORE THE INCREASED PUNISHMENT FOR FELONY CHILD ABUSE THAT WAS INADVERTENTLY REPEALED BY THE 1983 GENERAL ASSEMBLY, with a favorable report.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 1248, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A NEW OFFENSE AND LICENSE REVOCATION FOR A VIOLATION OF THE MOTOR VEHICLE CODE, OTHER THAN DRIVING WHILE IMPAIRED, THAT RESULTS IN SERIOUS PERSONAL INJURY TO ANOTHER, with an indefinite postponement report.

H. B. 517, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN APPEARANCE BEFORE THE COURT FOR THE PURPOSE OF EXECUTING PARENTAL CONSENTS TO ADOPTION IN INDEPENDENT PLACEMENTS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

H. B. 1171, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE OBSCENITY LAWS OF THIS STATE AND THE ENFORCEMENT OF THESE LAWS, TO PROTECT MINORS FROM HARMFUL MATERIAL THAT DOES NOT RISE TO THE LEVEL OF OBSCENITY, AND TO STOP THE SEXUAL EXPLOITATION OF MINORS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

By Representative Barbee for the Committee on Transportation:

S. B. 606, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-116 RELATING TO THE LENGTH OF CERTAIN VEHICLES, with a favorable report.

By Representative Michaux for the Committee on Constitutional Amendments:

H. B. 1004, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ADD TWO HIGH SCHOOL STUDENTS TO THE STATE BOARD OF EDUCATION, with a favorable report.

By Representative Nesbitt for the Committee on Insurance:

H. B. 1037, A BILL TO BE ENTITLED AN ACT TO ENABLE HOSPITAL, MEDICAL AND DENTAL SERVICE CORPORATIONS TO ENGAGE IN HEALTH CARE COST CONTAINMENT ACTIVITIES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

By Representative Clark for the Committee on Alcoholic Beverage Control.

S. B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW ON-PREMISE SALES OF BEER AT MINI-BREWERIES, with a favorable report.

By Representative Quinn for the Committee on Finance:

Committee Substitute for H. B. 589, A BILL TO BE ENTITLED AN ACT TO REQUIRE RECORDATION OF TIME SHARE INSTRUMENTS AND TO PROVIDE OTHER PROTECTIONS FOR TIME SHARE PURCHASERS, with a favorable report.

H. B. 850, A BILL TO BE ENTITLED AN ACT TO REQUIRE REAL PROPERTY TRANSFER DISCLOSURE STATEMENTS, with an unfavorable report as to bill, without prejudice, as amended, to the committee substitute bill and re-referred to the Committee on Judiciary No. 2.

On motion of Representative Lancaster, Committee Amendment No. 1 is adopted.

The substitute bill is engrossed and re-referred to the Committee on Judiciary No. 2. The original bill is placed on the Unfavorable Calendar.

H. B. 1346, A BILL TO BE ENTITLED AN ACT TO ALLOW TAXPAYERS TO CONTRIBUTE TO THE STATE ABORTION FUND WHEN FILING THEIR INCOME TAX RETURNS, AND TO PROVIDE THAT NO STATE FUNDS MAY BE APPROPRIATED FOR THE STATE ABORTION FUND, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for S. B. 213, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH RELATING TO DRIVEWAYS, SITE PLAN AND SUBDIVISION APPROVAL, ROAD OR DRAINAGE PROJECT FEES, AND OPEN SPACE PROJECT FEES, with a favorable report, with amendment adopted on the House floor June 19.

S. B. 579, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN APPLICATION FOR USE VALUE CONTINUE IN EFFECT UNTIL THE PROPERTY IS

TRANSFERRED OR BECOMES OTHERWISE INELIGIBLE FOR USE-VALUE CLASSIFICATION, with a favorable report.

Committee Substitute for S. B. 716, A BILL TO BE ENTITLED AN ACT TO PERMIT MUNICIPALITIES BORDERING ON THE ATLANTIC OCEAN TO REGULATE SEWER TIE-ONS WITHIN THEIR CORPORATE LIMITS, AND TO AUTHORIZE DARE COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN DARE COUNTY, with a favorable report.

By Representative Brannan for the Committee on Law Enforcement:

H. B. 1389, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS FROM CARRYING CONCEALED STUN GUNS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

By Representative Nye for the Committee on Wildlife Resources:

H. B. 531, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATUTES RELATING TO THE GAME COMMISSION OF CURRITUCK COUNTY, with an indefinite postponement report.

H. B. 631, A BILL TO BE ENTITLED AN ACT TO PREVENT THE USE OF DOGS IN HUNTING BEAR OR DEER ON A PORTION OF THE BLADEN LAKES STATE FOREST GAME LAND, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

H. B. 1279, A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO IMPLEMENT A LOCAL USE CROP DEPREDATION STAMP SYSTEM, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative Nye, the substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 266, A BILL TO BE ENTITLED AN ACT TO ADOPT THE REVISED UNIFORM LIMITED PARTNERSHIP ACT, with a favorable report.

Committee Substitute for H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND/OR COMPLY WITH MINIMUM MINORITY AND/OR WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2, which changes the title.

Committee Substitute Bill No. 2 is placed on the Calendar for June 24. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S. B. 445, A BILL TO BE ENTITLED AN ACT TO MAKE THE ISSUANCE OF WORTHLESS CHECKS IN CERTAIN AMOUNTS A FELONY, with a favorable report.

By Representative Wicker for the Committee on Courts and Administration of Justice:

Committee Substitute for H. B. 891, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 90-95(d) (4) TO INCREASE THE PUNISHMENT FOR MISDEMEANOR POSSESSION OF MARIJUANA, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

S. B. 453, A BILL TO BE ENTITLED AN ACT TO CLARIFY COURT COSTS FOR FORECLOSURE UNDER A POWER OF SALE, with a favorable report.

By Representative B. Woodard for the Committee on Human Resources:

H. B. 1088, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CHILDHOOD VACCINE-INJURY COMPENSATION PROGRAM, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Judiciary No. 2.

The substitute bill is re-referred to the Committee on Judiciary No. 2. The original bill is placed on the Unfavorable Calendar.

H. B. 1125, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF FAMILY CARE HOME, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

By Representative Payne for the Committee on Manufacturers and Labor:

H. B. 1082, A BILL TO BE ENTITLED AN ACT TO ALLOW A BOND TO RELEASE A POSSESSORY LIEN ON MOTOR VEHICLES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 24. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Brawley:

H. B. 1399, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO LAKE NORMAN MARINE COMMISSION FOR BUOYS AND MARKERS TO BE USED TO INDICATE TREACHEROUS AREAS OF LAKE NORMAN, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 628, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS IN THE STATUTE REGARDING OCEAN PIERS AND TRASH FISHING, is returned for concurrence in Senate amendment and is placed on the Calendar for June 21.

Senate Committee Substitute for H. B. 837, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER TECHNICAL CHANGES IN THE ELECTION LAWS, is returned for concurrence in Senate committee substitute and is referred to the Committee on Election Laws.

H. B. 1221, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE ORDERLY TRANSITION OF THE FARM POND FISHERY PROGRAM FROM FEDERAL TO STATE ADMINISTRATION, is returned for concurrence in Senate amendment and is placed on the Calendar for June 21.

Committee Substitute for S. B. 578, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-138(h), is read the first time and is referred to the Committee on State Government.

Committee Substitute for S. B. 608, A BILL TO BE ENTITLED AN ACT TO DEFINE INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITIONS OF INFRACTIONS, is read the first time and is referred to the Committee on Courts and Administration of Justice.

Committee Substitute for S. B. 635, A BILL TO BE ENTITLED AN ACT TO CREATE A NEW CHAPTER OF THE GENERAL STATUTES CONCERNING MILITARY AFFAIRS AND TO REGULATE MILITARY PROPERTY SALES FACILITIES AND DISCRIMINATION AGAINST MILITARY MEMBERS, is read the first time and is referred to the Committee on Military and Veterans' Affairs.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 507, AN ACT TO AMEND THE TOWN OF KNIGHTDALE CHARTER TO PERMIT CONDITIONAL USE ZONING.

H. B. 995, AN ACT TO ALLOW COUNTIES IN CREATING AMBULANCE AND RESCUE SQUAD SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT.

H. B. 1148, AN ACT AUTHORIZING LAKE AUTHORITIES TO OBTAIN REFUNDS OF STATE AND LOCAL SALES AND USE TAXES.

H. B. 87, AN ACT TO CLARIFY THE LAW AGAINST CARRYING CONCEALED WEAPONS.

CALENDAR

Action is taken on the following:

H. B. 926, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS.

On motion of Representative Holroyd, the House concurs in the Senate amendment, by electronic vote (94-15), and the bill is ordered enrolled.

H. B. 470, A BILL TO BE ENTITLED AN ACT TO CREATE THE SPARTA/ALLEGHANY AIRPORT AUTHORITY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Easterling, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 107.

Voting in the negative: None.

Excused absences: None.

H. B. 1383, A BILL TO BE ENTITLED AN ACT TO ALLOW LEE COUNTY TO CREATE RURAL FIRE PROTECTION DISTRICTS CONTIGUOUS WITH THE BOUNDARIES OF EXISTING COUNTY FIRE SERVICE DISTRICTS, AND TO ANNEX TERRITORY TO RURAL FIRE PROTECTION DISTRICTS.

On motion of Representative Wicker, Committee Amendment No. 1 is adopted by electronic vote (105-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fletcher, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 102.

Voting in the negative: None.

Excused absences: None.

H. B. 1395, A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELECTION DATE FOR THE POLK COUNTY BOARD OF EDUCATION FROM MAY TO NOVEMBER, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 651, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF COUNTY COMMISSIONERS OF GUILFORD COUNTY TO ASSIGN THE AUTHORITY FOR THE REZONING OF PROPERTY TO A DESIGNATED PLANNING AGENCY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1374, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF LENOIR TO PRIVATELY NEGOTIATE A LEASE OF THE OLD LENOIR HIGH SCHOOL, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 318, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STANLY COUNTY IS AUTHORIZED TO CONSTRUCT GAS LINES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 996, A BILL TO BE ENTITLED AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 103.

Voting in the negative: None.

Excused absences: None.

Representative Pool moves that the vote by which H. B. 1290, A BILL TO BE ENTITLED AN ACT TO ALLOW RATE MAKING TO GIVE THE INSURANCE COMMISSIONER AUTHORITY TO SET CREDIT INSURANCE RATES, failed to pass its second reading on June 19 be reconsidered.

Representative Pool calls the previous question on the motion and the call is sustained.

The motion to reconsider the vote by which the bill failed to pass its second reading fails by electronic vote (51-60).

S. B. 588, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SERVICE FEE IN G. S. 14-344 APPLICABLE TO SELLING ADMISSION TICKETS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane,

Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, E. Warren, R. Warren, Watkins, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: Representatives Brawley, Esposito, Foster, Gardner, Ligon, McLaughlin, Walker, and Windley — 8.

Excused absences: None.

House Committee Substitute for Senate Committee Substitute for S. B. 58, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Hightower, Holt, Hudson, Huffman, Hughes, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Owens, Payne, Pool, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: Representatives Decker, Hurst, and Nye — 3.

Excused absences: None.

Representative Watkins moves that the vote by which the bill passed its third reading be reconsidered and this motion carries by electronic vote (80-24).

On motion of Representative Watkins, the bill is withdrawn from today's Calendar and is placed on the Calendar for June 26.

Representative Bumgardner moves that H. J. R. 317, A JOINT RESOLUTION DESIGNATING THE FIRST WEEK OF EVERY MONTH AS "BUY ONLY AMERICAN WEEK" AND TO HONOR THE MEMORY OF NORTH CAROLINIANS WHO HELPED TO BUILD NORTH CAROLINA'S TEXTILE INDUSTRY, be recalled from the Senate and this motion carries.

The Speaker orders a Special Message sent to the Senate requesting the return of the bill for further consideration.

Committee Substitute for H. B. 981, A BILL TO BE ENTITLED AN ACT TO PROVIDE IMMEDIATE MEDICAL HISTORY AND SPECIFIC ORGAN DONOR INFORMATION FOR ALL LICENSED DRIVERS AND SPECIAL IDENTIFICATION CARD HOLDERS IN NORTH CAROLINA.

Representative Miller offers Amendment No. 1.

Representative Miller withdraws Amendment No. 1.

On motion of Representative Watkins, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Committee Substitute for H. B. 1270, A BILL TO BE ENTITLED AN ACT ESTABLISHING PRETRIAL RELEASE SERVICE FEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, C. Woodard, and Wright — 98.

Voting in the negative: Representative Fitch.

Excused absences: None.

H. B. 1039, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE I OF THE NORTH CAROLINA CONSTITUTION TO PROVIDE THAT A DEFENDANT IN CRIMINAL COURT MAY WAIVE JURY TRIAL IF REPRESENTED BY COUNSEL.

On motion of Representative Watkins, seconded by Representative Hackney, the bill is tabled by electronic vote (69-35).

Committee Substitute for S. B. 46, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION AND THE GENERAL STATUTES TO CHANGE THE METHOD OF SELECTING THE MEMBERS OF THE STATE BOARD OF EDUCATION AND TO MAKE THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION APPOINTIVE.

On motion of Representative Michaux, the bill is withdrawn from the Calendar and re-referred to the Committee on Constitutional Amendments.

House Committee Substitute for S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF STANLY COUNTY AND MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES.

On motion of Representative Church, Committee Amendment No. 1 is adopted by electronic vote (101-0). This amendment changes the title.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown,

Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hauser, Hege, Hightower, Holroyd, Hudson, Huffman, Hughes, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 102.

Voting in the negative: Representative Decker.

Excused absences: None.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 554, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS AND DUTIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS.

On motion of Representative Bob Etheridge, consideration of the bill is postponed until June 25.

Committee Substitute for H. B. 1059, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MAXIMUM RATE OF INTEREST MAY VARY DURING THE TERM OF VARIABLE RATE LOANS, passes its second reading, by electronic vote (89-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1063, A BILL TO BE ENTITLED AN ACT TO GRANT PARITY WITH FEDERALLY CHARTERED SAVINGS AND LOAN ASSOCIATIONS BY PERMITTING STATE CHARTERED SAVINGS AND LOAN ASSOCIATIONS TO CALL THEMSELVES SAVINGS BANKS.

On motion of Representative Evans, consideration of the bill is postponed until June 25.

H. B. 1188, A BILL TO BE ENTITLED AN ACT TO LIMIT FINANCIAL INSTITUTIONS FROM CERTAIN INSURANCE ACTIVITIES WITH CUSTOMERS.

Representatives Brawley, McDowell, and Rhyne request that they be excused from voting on this bill under Rule 24.1A and this request is granted.

On motion of Representative Wicker, Committee Amendment No. 1 is adopted.

Representative Miller offers Amendment No. 2.

Representative Miller calls the previous question on the amendment and the call is sustained.

Amendment No. 2 is adopted.

Representative DeVane offers Amendment No. 3 which is adopted.

Representative Miller calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (92-16).

Representative Brubaker objects to the third reading. The bill remains on the Calendar.

Representative Miller moves that the rules be suspended in order for the bill to be read a third time and this motion fails for lack of a two-thirds majority by electronic vote (50-47).

H. B. 1309, A BILL TO BE ENTITLED AN ACT DIRECTING LOCAL BOARDS OF EDUCATION TO PROHIBIT SMOKING BY STUDENTS ON SCHOOL PROPERTY.

On motion of Representative Easterling, Committee Amendment No. 1 is adopted by electronic vote (64-24).

Representative Easterling offers Amendment No. 2 which is adopted. This amendment changes the title.

Representative Easterling calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (60-32), and remains on the Calendar.

H. B. 1155, A BILL TO BE ENTITLED AN ACT TO PUNISH ASSAULTS OR THREATENED ASSAULTS ON JUDGES AND DISTRICT ATTORNEYS.

On motion of Representative Miller, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H. B. 730, A BILL TO BE ENTITLED AN ACT TO EXEMPT MEDICINES SOLD ON PRESCRIPTION OF A VETERINARIAN FROM SALES TAX, passes its second reading, by electronic vote (83-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 883, A BILL TO BE ENTITLED AN ACT TO EXPAND THE SALES TAX EXEMPTION FOR FARM PRODUCTS TO INCLUDE ALL FARM PRODUCTS SOLD BY THE PRODUCER OF THE PRODUCTS, REGARDLESS WHETHER THE PRODUCER IS ALSO A RETAIL DEALER, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1351, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE INDIVIDUAL INCOME TAX LAW ON DEPRECIATION ALLOWANCES TO FEDERAL LAW BY PERMITTING TAXPAYERS TO EXPENSE CERTAIN DEPRECIABLE BUSINESS ASSETS, passes its second reading by electronic vote (83-6).

Representative Church objects to the third reading. The bill remains on the Calendar.

H. B. 908, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATUTES RELATING TO A SURVIVING SPOUSE'S RIGHT TO DISSENT FROM THE WILL OF THE DECEASED SPOUSE AND TO PROVIDE FOR AN ELECTIVE SHARE OF AN ESTATE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Clark, consideration of the bill is postponed until June 25.

Committee Substitute for H.B. 882, A BILL TO BE ENTITLED AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS.

On motion of Representative Barnes, consideration of the bill is postponed until June 24.

S. J. R. 342, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CLYDE NOLAN, "MR. DEMOCRAT".

On motion of Representative Owens, consideration of the resolution is postponed until June 25.

House Committee Substitute for S. B. 388, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BLACK MOUNTAIN ADVANCEMENT CENTER FOR WOMEN AT BLACK MOUNTAIN.

On motion of Representative Colton, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

On motion of Representative Lancaster, House Committee Substitute for H. B. 1294, A BILL TO BE ENTITLED AN ACT TO PREVENT FELONS FROM PROFITING FROM THEIR STORIES AND OTHER ACCOUNTS OF THEIR CRIMES BY REQUIRING THAT THE PROCEEDS OF THEIR STORIES BE USED TO COMPENSATE THE VICTIMS OF THE CRIMES, is withdrawn from the Calendar of June 21 and re-referred to the Committee on Judiciary No. 3.

On motion of Representative Lilley, seconded by Representative E. Warren, the House adjourns to reconvene June 21 at 9:30 a.m.

NINETY-NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, June 21, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Allran, Boyd, Cole, Gardner, M. Hall, Richardson, and Tallent for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 686, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF A. PAUL KITCHIN, with a favorable report.

H. J. R. 847, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY

OF ASHLEY MONROE MURPHY, A FORMER MEMBER OF THE GENERAL ASSEMBLY FROM PENDER COUNTY, with a favorable report.

H. J. R. 1324, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHATHAM CALHOUN CLARK, with a favorable report.

By Representative B. Woodard for the Committee on Human Resources:

S. B. 673, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM ANATOMICAL GIFT ACT RELATING TO CORNEA DONATIONS, with a favorable report.

By Representative Brannan for the Committee on Law Enforcement:

H. B. 1003, A BILL TO BE ENTITLED AN ACT TO PERMIT INSPECTIONS OF ABC LICENSED PREMISES BY LOCAL LAW ENFORCEMENT OFFICERS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 25. The original bill is placed on the Unfavorable Calendar.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 806, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LEGALLY VACCINATED AND PROPERLY RESTRAINED DOG THAT BITES A TRESPASSER MAY REMAIN ON THE OWNER'S PROPERTY DURING CONFINEMENT, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 25. The original bill is placed on the Unfavorable Calendar.

H. B. 1160, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT JUDICIAL CONTEMPT SHALL NOT APPLY WHEN A JUDICIAL ORDER IS STAYED, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 25. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for S. B. 337, A BILL TO BE ENTITLED AN ACT TO AMEND THE APPLICATION FEE AND COST RECOVERY PROVISIONS OF G. S. 110-130.1 REGARDING NON-AFDC SERVICES, with a favorable report, as amended.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 127, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO DISQUALIFY ELECTED OFFICIALS FOR LIBELOUS OR SLANDEROUS CAMPAIGN STATEMENTS, with an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Wright, the rules are suspended and the substitute bill is placed on the Calendar for June 26. The original bill is placed on the Unfavorable Calendar.

By Representative Bumgardner for the Committee on Public Utilities:

H. B. 977, A BILL TO BE ENTITLED AN ACT TO REFORM THE LAWS

REGULATING COMMON CARRIERS OF PASSENGERS BY MOTOR VEHICLE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 25. The original bill is placed on the Unfavorable Calendar.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 997, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EXPUNGEMENT OF RECORDS OF FIRST OFFENDERS ONLY WHEN CHARGES ARE DISMISSED OR THERE ARE FINDINGS OF NOT GUILTY, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 25. The original bill is placed on the Unfavorable Calendar.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 1069, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A JUVENILE ASSISTANCE PILOT PROJECT, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Quinn for the Committee on Finance:

H. B. 713, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VESTED BENEFITS UNDER THE NORTH CAROLINA PUBLIC EMPLOYEE DEFERRED COMPENSATION PLAN ARE NONFORFEITABLE, with a favorable report.

H. B. 852, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE V OF THE NORTH CAROLINA CONSTITUTION SO AS TO LIMIT THE SPENDING OF STATE GOVERNMENT, with an unfavorable report, with a Minority Report attached.

The question before the House is the adoption of the Minority Report.

On motion of Representative Quinn, seconded by Representative Bob Etheridge, the following Minority Report is tabled by electronic vote (65-31).

MINORITY REPORT

We, the undersigned members of the Committee on Finance, representing one-fourth of the members present and voting on H. B. 852 entitled, AN ACT TO AMEND ARTICLE V OF THE NORTH CAROLINA CONSTITUTION SO AS TO LIMIT THE SPENDING OF STATE GOVERNMENT, when the bill was taken up for consideration, and disagreeing with the majority, recommend that the bill be reported favorably.

S/ Steve Wood
S/ Coy C. Privette
S/ James M. Craven
S/ C. Robert Brawley
S/ C. Ivan Mothershead
S/ Gerald B. Hurst
S/ Johnathan Rhyne
S/ Roy Spoon
S/ John Brown
S/ Maggie Keesee-Forrester
S/ Walter H. Windley, III

H. B. 955, A BILL TO BE ENTITLED AN ACT TO EXEMPT COIN-OPERATED LAUNDRIES FROM SALES TAX, with a favorable report, as amended.

H. B. 1328, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GASOLINE AND SPECIAL FUELS EXCISE TAX FROM A FLAT PER GALLON RATE TO A PERCENTAGE OF THE WHOLESALE PRICE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 25. The original bill is placed on the Unfavorable Calendar.

H. B. 1368, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE TOWN OF HOT SPRINGS, with a favorable report.

H. B. 1380, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PENSION AND RETIREMENT BENEFITS FOR LOCAL LAW OFFICERS, with a favorable report.

H. B. 1384, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HUMAN RESOURCES TO IMPOSE A REASONABLE FEE ON ALL HANDLERS OF HAZARDOUS WASTE, with a favorable report, as amended.

S. B. 366, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE SALES AND USE TAX SHELLS SOLD TO THE STATE FOR USE IN SHELLFISH BEDS, with a favorable report.

S. B. 512, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR MULTIPLE SCLEROSIS, with a favorable report.

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 98, A BILL TO BE ENTITLED AN ACT TO INCREASE THE IN-LINE-OF-DUTY DEATH BENEFIT FOR LAW OFFICERS, FIREMEN, RESCUE SQUAD WORKERS, SENIOR CIVIL AIR PATROL MEMBERS, AND STATE FORESTRY EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 524, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RETIREMENT OF CURRENTLY PERMANENT PART-TIME TEACHERS AND STATE EMPLOYEES WHO HAD TEN OR MORE YEARS OF MEMBERSHIP SERVICE PRIOR TO EMPLOYMENT ON A PERMANENT PART-TIME BASIS, WITH THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, with a favorable report.

H. B. 580, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON AUTHORITY TO ABOLISH THE FIREMEN'S PENSION FUND FOR THE CITY OF WILMINGTON, with a favorable report, as amended.

H. B. 581, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON THE AUTHORITY TO INCREASE THE PENSIONS BEING RECEIVED UNDER THE FIREMEN'S PENSION FUND, with a favorable report.

H. B. 582, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON THE AUTHORITY TO INCREASE THE PENSIONS BEING RECEIVED UNDER THE POLICE PENSION FUND, with a favorable report.

H. B. 583, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON AUTHORITY TO ABOLISH THE PENSION FUND FOR POLICE OFFICERS FOR THE CITY OF WILMINGTON, with a favorable report, as amended.

H. B. 714, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ENFORCEMENT OFFICERS', FIREMEN'S, RESCUE SQUAD WORKERS', AND CIVIL AIR PATROL MEMBERS' DEATH BENEFITS ACT TO PROVIDE BENEFITS TO DEPENDENTS OF COUNTY FIRE MARSHALS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 719, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE'S DEATH BENEFIT FOR RESCUE SQUAD WORKERS UNTIL THESE WORKERS BECOME ELIGIBLE FOR FEDERAL DEATH BENEFITS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

S. B. 479, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY CERTAIN REQUIREMENTS FOR THE PURPOSE OF CREDITABLE SERVICE FOR TEMPORARY EMPLOYMENT BY MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, with a favorable report.

S. B. 592, A BILL TO BE ENTITLED AN ACT TO PERMIT EXTENSION SERVICE EMPLOYEES HAVING DUAL EMPLOYMENT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, PREVENT PARTIAL WITHDRAWAL, AND PERMIT EXTENSION SERVICE EMPLOYEES TO RESTORE PARTIALLY WITHDRAWN ACCOUNTS, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 562, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN ISSUES CONCERNING NEW HANOVER COUNTY, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 25. The original bill is placed on the Unfavorable Calendar.

S. B. 346, A BILL TO BE ENTITLED AN ACT AMENDING ARTICLE XV, SECTION 83(e) OF THE CHARTER OF THE CITY OF WINSTON-SALEM RELATING TO UPTOWN DEVELOPMENT PROJECTS, with a favorable report, as amended.

By Representative Evans for the Committee on Banks and Thrift Institutions:

Committee Substitute for S. B. 442, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TREBLE DAMAGES AS A CIVIL REMEDY FOR THE WRITING OF WORTHLESS CHECKS, with an unfavorable report as to Senate committee substitute bill, favorable as to House committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 25. The Senate committee substitute bill is placed on the Unfavorable Calendar.

On motion of Representative McAlister, H. B. 608, A BILL TO BE ENTITLED AN ACT TO ALLOW CASWELL COUNTY TO APPOINT A PUBLIC SAFETY OFFICER, is withdrawn from the Committee on Local Government No. 1 and re-referred to the Committee on Judiciary No. 4.

On motion of Representative Colton, House Committee Substitute for S. B. 388, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BLACK MOUNTAIN ADVANCEMENT CENTER FOR WOMEN AT BLACK MOUNTAIN, is withdrawn from the Committee on Appropriations and placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Locks, Blue, and Hasty:

H. B. 1400, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR HOME HEALTH CARE FOR INDIGENTS OF NORTH CAROLINA, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 489, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF MEMBERS OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION FROM EIGHT TO NINE MEMBERS, AND REMOVE THE LIMITATION ON REELECTION OR REAPPOINTMENT OF SCHOOL BOARD MEMBERS, is returned for concurrence in two Senate amendments and is placed on the Calendar for June 24.

H. B. 1145, A BILL TO BE ENTITLED AN ACT TO EXEMPT BENEFITS PAID BY THE NORTH CAROLINA HIGHWAY PATROL VOLUNTARY PLEDGE FUND FROM INCOME TAX AND INHERITANCE TAX, is returned for concurrence in Senate amendment and is placed on the Calendar for June 24.

Committee Substitute for S. B. 405, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 83A REGARDING ARCHITECTS, is read the first time and is referrred to the Committee on State Government.

S. B. 644, A BILL TO BE ENTITLED AN ACT TO CONTINUE CERTAIN SALES AND USE TAX REFUNDS TO AIR CARRIERS AFTER AIRLINE DEREGULATION, is read the first time and is referred to the Committee on Finance.

S. B. 740, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ALTERNATE PROCEDURE FOR HOLDING GOOD FAITH DEPOSITS WITH THE STATE TREASURER, is read the first time and is referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

H. B. 628, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS IN THE STATUTE REGARDING OCEAN PIERS AND TRASH FISHING.

On motion of Representative Hurst, the House concurs in the Senate amendment, by electronic vote (71-0), and the bill is ordered enrolled.

H. B. 1221, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE ORDERLY TRANSITION OF THE FARM POND FISHERY PROGRAM FROM FEDERAL TO STATE ADMINISTRATION.

On motion of Representative Nye, the House concurs in the Senate amendment, by electronic vote (77-0), and the bill is ordered enrolled.

H. B. 470, A BILL TO BE ENTITLED AN ACT TO CREATE THE SPARTA/ALLEGHANY AIRPORT AUTHORITY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Enloe, Esposito, Bruce Ethridge, Evans, Fletcher, Foster, Fussell, Greenwood, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Nye, Owens, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Tyndall, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 84.

Voting in the negative: None.

Excused absences: Representatives Allran, Boyd, Cole, DeVane, Gardner, M. Hall, Richardson, and Tallent — 8.

H. B. 1383, A BILL TO BE ENTITLED AN ACT TO ALLOW LEE COUNTY TO CREATE RURAL FIRE PROTECTION DISTRICTS CONTIGUOUS WITH THE BOUNDARIES OF EXISTING COUNTY FIRE SERVICE DISTRICTS, AND TO ANNEX TERRITORY TO RURAL FIRE PROTECTION DISTRICTS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Enloe, Esposito, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Noles, Nye, Owens, Privette, Pulley, Quinn, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 85.

Voting in the negative: None.

Excused absences: Representatives Allran, Boyd, Cole, DeVane, Gardner, M. Hall, Richardson, and Tallent — 8.

Committee Substitute for S. B. 213, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH RELATING TO DRIVEWAYS, SITE PLAN AND SUBDIVISION APPROVAL, ROAD OR DRAINAGE PROJECT FEES, AND OPEN SPACE PROJECT FEES.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Greenwood, Hasty, Hauser, Hege, Holmes, Holroyd, Hudson, Huffman, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Noles, Nye,

Owens, Pool, Privette, Pulley, Quinn, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: None.

Excused absences: Representatives Allran, Boyd, Cole, DeVane, Gardner, M. Hall, Richardson, and Tallent — 8.

H. B. 1397, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 2 OF THE SESSION LAWS OF 1985 TO PROVIDE FOR THE APPOINTMENT OF THREE ADDITIONAL MEMBERS TO THE INTERIM BOARD AND SUBSEQUENT TO JULY 1, 1986, TO THE PITT COUNTY BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1392, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE COMPOSITION AND MANNER OF ELECTION OF THE CUMBERLAND COUNTY BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 1270, A BILL TO BE ENTITLED AN ACT ESTABLISHING PRETRIAL RELEASE SERVICE FEES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Fletcher, Foster, Fussell, Gist, Greenwood, A. Hall, Hasty, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Noles, Nye, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, and Wright — 91.

Voting in the negative: Representatives Brubaker and Fitch — 2.

Excused absences: Representatives Allran, Boyd, Cole, DeVane, Gardner, M. Hall, Richardson, and Tallent — 8.

House Committee Substitute for S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF STANLY, IREDELL, NORTHAMPTON, MONTGOMERY, ANSON, BERTIE, HERTFORD AND GATES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES.

Representative Quinn moves that the vote by which the bill passed its second reading be reconsidered and this motion carries.

Representative Quinn moves that the vote by which Amendment No. 1 was adopted on June 20 be reconsidered and this motion carries.

Now the question before the House is the adoption of Amendment No. 1. The amendment is ruled to be material, thus constituting the first reading of the bill.

The amendment is adopted by the following vote.

Those voting in the affirmative are: Representatives Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Diamont, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Privette, Pulley, Quinn, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, B. Woodard, C. Woodard, and Wright — 94.

Voting in the negative: None.

Excused absences: Representatives Allran, Boyd, Cole, Gardner, M. Hall, Richardson, and Tallent — 7.

The bill is placed on the Calendar for June 24 for its second roll call reading.

H. B. 1004, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ADD TWO HIGH SCHOOL STUDENTS TO THE STATE BOARD OF EDUCATION.

On motion of Representative Diamont, consideration of the bill is postponed until June 24.

Committee Substitute for H. B. 589, A BILL TO BE ENTITLED AN ACT TO REQUIRE RECORDATION OF TIME SHARE INSTRUMENTS AND TO PROVIDE OTHER PROTECTIONS FOR TIME SHARE PURCHASERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Payne, Pool, Privette, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: None.

Excused absences: Representatives Allran, Boyd, Cole, Gardner, M. Hall, Richardson, and Tallent — 7.

Committee Substitute for S. B. 716, A BILL TO BE ENTITLED AN ACT TO PERMIT MUNICIPALITIES BORDERING ON THE ATLANTIC OCEAN TO REGULATE SEWER TIE-ONS WITHIN THEIR CORPORATE LIMITS, AND TO

AUTHORIZE DARE COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN DARE COUNTY.

On motion of Representative Evans, the bill is temporarily displaced.

H. B. 1188, A BILL TO BE ENTITLED AN ACT TO LIMIT FINANCIAL INSTITUTIONS FROM CERTAIN INSURANCE ACTIVITIES WITH CUSTOMERS.

Representatives Brawley, McDowell, and Rhyne request that they be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Miller calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (88-7), and is ordered engrossed and sent to the Senate.

H. B. 1309, A BILL TO BE ENTITLED AN ACT URGING LOCAL BOARDS OF EDUCATION TO PROHIBIT SMOKING BY STUDENTS ON SCHOOL PROPERTY.

Representative E. Warren offers Amendment No.3.

On motion of Representative Diamont, seconded by Representative Lancaster, Amendment No. 3 is tabled by electronic vote (67-34).

Representative Chalk offers Amendment No. 4 which is adopted by electronic vote (68-30).

Representative Easterling calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (60-43), and is ordered engrossed and sent to the Senate.

H. B. 1351, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE INDIVIDUAL INCOME TAX LAW ON DEPRECIATION ALLOWANCES TO FEDERAL LAW BY PERMITTING TAXPAYERS TO EXPENSE CERTAIN DEPRECIABLE BUSINESS ASSETS.

On motion of Representative Bob Etheridge, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations by electronic vote (81-17).

Committee Substitute for H. B. 980, A BILL TO BE ENTITLED AN ACT TO ALLOW PHYSICIANS TO REPORT PHYSICALLY IMPAIRED DRIVERS TO THE COMMISSIONER OF MOTOR VEHICLES.

Representative Miller offers Amendment No. 2 which is adopted by electronic vote (80-14).

Representative Pulley offers Amendment No. 3 which is adopted by electronic vote (86-5).

The bill, as amended, passes its third reading, by electronic vote (65-27), and is ordered engrossed and sent to the Senate.

H. B. 1371, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR TAXPAYERS WHOSE DEPENDENTS HAVE CERTAIN SEVERE HEAD INJURIES, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1070, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 42-14 FOR CERTAIN TENANCIES, passes its second reading, by electronic vote (79-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1032, A BILL TO BE ENTITLED AN ACT TO REINSTATE THE FORMER PROVISIONS OF G. S. 113-120.5 THROUGH 113-120.7 CONCERNING LIABILITY OF LANDOWNERS TO AUTHORIZED RECREATIONAL USERS.

On motion of Representative Lancaster, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed an sent to the Senate.

H. B. 939, A BILL TO BE ENTITLED AN ACT TO AMEND THE NONPROFIT CORPORATION ACT CONTAINED IN CHAPTER 55A OF THE GENERAL STATUTES OF NORTH CAROLINA AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (82-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1106, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO MEMBERS OF VOLUNTEER FIRE DEPARTMENTS OR RESCUE SQUADS WHO RECEIVE NO COMPENSATION FOR THEIR SERVICES AS FIRE FIGHTERS OR EMERGENCY MEDICAL CARE PROVIDERS.

On motion of Representative Dawkins, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1065, A BILL TO BE ENTITLED AN ACT TO TREAT JUDGES LIKE OTHER MEMBERS OF THE LEGAL PROFESSION.

On motion of Representative Beall, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (88-11), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 318, AN ACT TO PROVIDE THAT STANLY COUNTY IS AUTHORIZED TO CONSTRUCT GAS LINES.

S. B. 588, AN ACT TO INCREASE THE SERVICE FEE IN G. S. 14-344 APPLICABLE TO SELLING ADMISSION TICKETS.

H. B. 97, AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO ENTER INTO CERTAIN LEASE PURCHASE CONTRACTS.

H. B. 436, AN ACT TO INCORPORATE THE VILLAGE OF CLEMMONS IN FORSYTH COUNTY, SUBJECT TO REFERENDUM.

H. B. 570, AN ACT TO ELIMINATE COUNTY BONDING REQUIREMENTS THAT HAVE BEEN SUPERCEDED BY LAW REQUIRING STATE-FURNISHED BONDS FOR CLERKS.

H. B. 639, AN ACT CONCERNING REGISTRATION TO MANUFACTURE, DISTRIBUTE, OR POSSESS CONTROLLED SUBSTANCES AND TREATMENT FOR DRUG DEPENDENCE.

H. B. 664, AN ACT TO AMEND CHAPTER 965 OF THE 1977 SESSION LAWS BY EXTENDING THE EFFECTIVE DATE.

H. B. 762, AN ACT TO PROVIDE FOR FRANCHISE AGREEMENTS BETWEEN DEALERS ENGAGED IN THE BUSINESS OF RETAILING FARM, UTILITY, AND INDUSTRIAL IMPLEMENTS, EQUIPMENT, ATTACHMENTS, OR REPAIR PARTS, AND WHOLESALERS, MANUFACTURERS, OR DISTRIBUTORS OF THE PRODUCTS; TO REQUIRE REPURCHASE OF INVENTORY FROM DEALERS UPON TERMINATION OF A CONTRACT; TO PROVIDE PROCEDURES; TO ESTABLISH LIMITATIONS, RIGHTS, AND CIVIL LIABILITY RELATIVE TO REPURCHASE; TO EXTEND THE RIGHT TO REQUIRE REPURCHASE OPTION TO THE HEIRS OF DEALERS; AND TO PROVIDE WARRANTY OBLIGATIONS.

H. B. 887, AN ACT TO PROVIDE A STATUTE OF LIMITATIONS FOR SPECIAL OR CONDITIONAL USE PERMIT PROCEEDINGS.

H. B. 1005, AN ACT TO CONFORM PAYMENTS OF NORTH CAROLINA ESTIMATED TAX PENALTIES FOR INDIVIDUALS TO FEDERAL ESTIMATED TAX PAYMENT PENALTIES.

H. B. 1213, AN ACT TO CONFORM THE NORTH CAROLINA INCOME TAX TREATMENT OF ALIMONY PAYMENTS AND PROPERTY TRANSFERS MADE INCIDENT TO DIVORCE TO THE TAX TREATMENT AFFORDED BY FEDERAL LAW.

CALENDAR (continued)

H. B. 1195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DEPICTION OF THE GREAT SEAL OF NORTH CAROLINA ON THE OFFICIAL LICENSE PLATES OF GENERAL ASSEMBLY MEMBERS.

On motion of Representative Blue, consideration of the bill is postponed until June 26.

Committee Substitute for H. B. 1207, A BILL TO BE ENTITLED AN ACT TO PERMIT A LANDLORD TO DELIVER PROPERTY ABANDONED BY A TENANT TO A NONPROFIT ORGANIZATION, passes its second reading, by electronic vote (89-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 86, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COURT TO EXTEND A PERIOD OF PROBATION TO ALLOW THE DEFENDANT TO COMPLETE PAYMENT OF RESTITUTION OR CONTINUE TREATMENT, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 889, A BILL TO BE ENTITLED AN ACT TO MAKE IT CLEAR THAT A PROBATION ORDER IN A CHILD SUPPORT CASE MAY BE MODIFIED TO BE SURE THAT THE LEVEL OF SUPPORT IS ADEQUATE, passes its second reading, by electronic vote (79-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 1185, A BILL TO BE ENTITLED AN ACT TO PERMIT STATE EMPLOYEES OTHER THAN EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA OR ITS CONSTITUENT INSTITUTIONS TO SERVE AS MEMBERS OF BOARDS OF TRUSTEES OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, passes its second reading, by electronic vote (70-10).

Representative Brawley objects to the third reading. The bill remains on the Calendar.

Representative Nesbitt moves that the rules be suspended in order for the bill to be read a third time and this motion carries by electronic vote (58-21). The Chair rules this is a two-thirds majority vote.

The bill passes its third reading, by electronic vote (69-14), and is ordered sent to the Senate.

Committee Substitute for H. B. 1029, A BILL TO BE ENTITLED AN ACT TO VEST PROPERTY RIGHTS UPON THE ISSUANCE OF A BUILDING PERMIT.

On motion of Representative C. Woodard, consideration of the bill is postponed until June 24.

Committee Substitute for H. B. 1315, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR THOSE WHO COMMIT ASSAULTS ON SANITARIANS AND OTHER ENVIRONMENTAL HEALTH OFFICIALS.

Representative R. Warren moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Appropriations.

On motion of Representative Hudson, seconded by Representative Quinn, the motion by Representative R. Warren to withdraw the bill from the Calendar and re-refer it to the Committee on Appropriations is tabled by electronic vote (59-26).

The bill passes its second reading, by electronic vote (78-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 245, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STRICT LIABILITY FOR DAMAGES RESULTING FROM HAZARDOUS WASTE IN NORTH CAROLINA.

Representative Hackney offers Amendment No. 1 which is adopted.

Representative Miller calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (67-17).

Representative Justus objects to the third reading. The bill remains on the Calendar.

Representative Hackney moves that the rules be suspended in order for the bill to be read a third time. This motion carries by electronic vote (58-25). The Chair rules that this is a two-thirds majority vote.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 20, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that your request for the return of H. J. R. 317, A JOINT RESOLUTION DESIGNATING THE FIRST WEEK OF EVERY MONTH AS "BUY ONLY AMERICAN WEEK" AND TO HONOR THE MEMORY OF NORTH CAROLINIANS WHO HELPED TO BUILD NORTH CAROLINA'S TEXTILE INDUSTRY, is acknowledged and we herewith comply.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

H. J. R. 317, A JOINT RESOLUTION DESIGNATING THE FIRST WEEK OF EVERY MONTH AS "BUY ONLY AMERICAN WEEK" AND TO HONOR THE MEMORY OF NORTH CAROLINIANS WHO HELPED TO BUILD NORTH CAROLINA'S TEXTILE INDUSTRY.

Representative Bumgardner moves that the vote by which the bill passed its third reading be reconsidered and this motion carries.

Representative Bumgardner moves that the vote by which the bill passed its second reading be reconsidered and this motion carries.

Representative Bumgardner offers Amendment No. 1 which is adopted. This amendment changes the Joint Resolution to a House Resolution.

The House Resolution is adopted by electronic vote (72-0).

H. J. R. 527, A JOINT RESOLUTION URGING NORTH CAROLINA CORPORATIONS TO END ALL FINANCIAL INVOLVEMENT WITH SOUTH AFRICA.

On motion of Representative Locks, consideration of the bill is postponed until June 25.

H. B. 1385, A BILL TO BE ENTITLED AN ACT TO CONFORM THE EXPIRATION DATE OF APPOINTMENTS TO THE NORTH CAROLINA AGRICULTURAL FACILITIES FINANCE AGENCY TO THOSE OF OTHER OFFICES.

The bill passes its second reading, by electronic vote (78-0). The Chair rules that this is a two-thirds majority vote.

There being no objection, the bill is read a third time.

The bill passes its third reading, by electronic vote (68-0). The Chair rules that this is a two-thirds majority vote.

The bill is ordered sent to the Senate.

H. B. 1277, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DEATH PENALTY FOR PERSONS EIGHTEEN YEARS OF AGE OR YOUNGER.

On motion of Representative Ballance, consideration of the bill is postponed until June 25.

Committee Substitute for H. B. 829, A BILL TO BE ENTITLED AN ACT TO DETER ORGANIZED CRIMINAL ACTIVITY AND CONVERT THE VARIOUS PROPERTIES AND PROPERTY RIGHTS EMPLOYED THEREIN TO PUBLIC PURPOSES BY IMPOSING CIVIL SANCTIONS ON RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS.

On motion of Representative Wicker, consideration of the bill is postponed until June 25.

RepresentativeHunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 396, A BILL TO BE ENTITLED AN ACT TO REQUIRE INDEPENDENT AUDITS OF PERSONS APPLYING FOR OR HOLDING PERMITS FOR LOW-LEVEL RADIOACTIVE FACILITIES, passes its second reading, by electronic vote (74-0).

Representative Nye objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 238, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SEPARATION AGREEMENTS AND CERTAIN COURT ORDERS SHALL BE REVIVED AFTER ATTEMPTED RECONCILIATION.

On motion of Representative C. Woodard, consideration of the bill is postponed until June 24.

Committee Substitute for H. B. 978, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE.

Representative Decker offers Amendment No. 1.

On motion of Representative Miller, seconded by Representative Diamont, Amendment No. 1 is tabled by electronic vote (61-4).

The bill passes its second reading by electronic vote (70-2).

Representative Bumgardner objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 170, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL REMEDIES FOR VIOLATIONS OF THE OPEN MEETINGS LAW.

Representative Hunter moves that the bill be removed from today's Calendar and placed on the Calendar for June 25.

Representative Hunter calls the previous question on the motion and the call is sustained.

The motion by Representative Hunter to remove the bill from today's Calendar and place it on the Calendar for June 25 carries by electronic vote (40-35).

H. B. 266, A BILL TO BE ENTITLED AN ACT TO ADOPT THE REVISED UNIFORM LIMITED PARTNERSHIP ACT, passes its second reading, by electronic vote (63-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for S. B. 605, A BILL TO BE ENTITLED AN ACT TO PERMIT MATERNITY LEAVE FOR INMATES.

Representative Colton offers Amendment No. 1 which is adopted.

Representative Colton calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (62-2).

Representative Colton objects to the third reading. The bill remains on the Calendar.

Committee Substitute for S. B. 714, A BILL TO BE ENTITLED AN ACT CREATING THE OFFENSE OF DUMPING LITTER ON PRIVATE PROPERTY.

Representative Ballance offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (83-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S. B. 370, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT COPIES OF PROTECTIVE ORDERS ISSUED IN DOMESTIC VIOLENCE CASES MAY BE RETAINED BY COUNTY POLICE DEPARTMENTS, passes its second reading, by electronic vote (62-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 701, A BILL TO BE ENTITLED AN ACT TO MAKE UNLAWFUL THE IMPERSONATION OF CITY, COUNTY OR STATE EMPLOYEES.

On motion of Representative Wright, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (63-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 451, A BILL TO BE ENTITLED AN ACT TO CLASSIFY CERTAIN WORKS OF FINE ART AND EXCLUDE THEM FROM INVENTORY TAX.

On motion of Representative C. Woodard, consideration of the bill is postponed until June 24.

Committee Substitute for S. B. 202, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES IN THE PUBLIC HEALTH LAW AND RELATED LAWS, passes its second reading, by electronic vote (63-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNLAWFUL POSSESSION OF HYDROMORPHONE, COMMONLY KNOWN AS DILAUDID, A CLASS I FELONY.

On motion of Representative Evans, consideration of the bill is postponed until June 25.

On motion of Representative Lilley, seconded by Representative Church, the House adjourns to reconvene June 24 at 6:00 p.m.

ONE-HUNDREDTH DAY

HOUSE OF REPRESENTATIVES
Monday, June 24, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative N. J. Crawford.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker and Lutz for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 761, A BILL TO BE ENTITLED AN ACT TO APPORTION THE FEDERAL ESTATE TAX BURDEN AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Holt, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Evans and James:

H. B. 1401, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PLANNING, DESIGN, AND CONSTRUCTION OF A SCIENCE BUILDING AT ELIZABETH CITY STATE UNIVERSITY, is referred to the Committee on Appropriations.

On motion of Representative Bumgardner, the rules are suspended and the following is introduced and read the first time.

By Representatives Bumgardner, Noles, and Rhyne:

H. J. R. 1402, A JOINT RESOLUTION HONORING THE MEMORY OF WILLIAM M. "BUSTER" LENTZ, is referred to the Committee on Rules and Operation of the House.

On motion of Representative Holt, the rules are suspended and the following is introduced and read the first time.

By Representatives Holt, Bowman, McAlister, and McDowell:

H. B. 1404, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EMPLOYMENT OF PROBATIONARY TEACHERS BY THE WESTERN ROCKINGHAM CITY BOARD OF EDUCATION, is referred to the Committee on Local Government No. 1.

Representative Hauser moves that S. B. 346, A BILL TO BE ENTITLED AN ACT AMENDING ARTICLE XV, SECTION 83(e) OF THE CHARTER OF THE CITY OF WINSTON-SALEM RELATING TO UPTOWN DEVELOPMENT PROJECTS, be removed from tonight's Calendar and placed on the Calendar for June 25. This motion fails by electronic vote (46-48).

MESSAGES FROM THE SENATE

The following are recceived from the Senate:

H. B. 85, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO THE FEDERAL RULES WITH REGARD TO ABUSIVE DISCOVERY PRACTICES, is returned for concurrence in two Senate amendments and is referred to the Committee on Judiciary No. 1.

Committtee Substitute No. 2 for H. B. 94, A BILL TO BE ENTITLED AN ACT TO FURTHER DEFINE THE APPROPRIATE POLITICAL ACTIVITY OF STATE EMPLOYEES, is returned for concurrence in three Senate amendments and is placed on the Calendar for June 25.

Committee Substitute for H. B. 372, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 130A-5 TO AUTHORIZE THE SECRETARY TO REVIEW AND EXAMINE PRIVILEGED PATIENT MEDICAL RECORDS AND TO DECLARE ALL PRIVILEGED PATIENT MEDICAL RECORDS IN THE POSSESSION OF THE DEPARTMENT OF HUMAN RESOURCES AND LOCAL HEALTH DEPARTMENTS TO BE CONFIDENTIAL, is returned for concurrence in Senate amendment and is placed on the Calendar for June 25.

H. B. 425, A BILL TO BE ENTITLED AN ACT TO PERMIT WAYNE COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, is returned for concurrence in Senate amendment and is placed on the Calendar for June 25.

H. B. 523, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS FROM PUBLIC ROADS IN GREENE COUNTY, is returned for concurrence in Senate amendment and is placed on the Calendar for June 25.

H. B. 693, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TAKING BEAR

WITH BAIT, is returned for concurrence in two Senate amendments and is placed on the Calendar for June 25.

H. B. 938, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-295 TO INCREASE SETTLEMENT AUTHORITY OF ATTORNEY GENERAL IN TORT CLAIMS FROM FIVE THOUSAND DOLLARS TO TEN THOUSAND DOLLARS, is returned for concurrence in Senate amendment and is referred to the Committee on Judiciary No. 1.

H. B. 989, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SINGLE AUDIT IMPLEMENTATION FOR LOCAL GOVERNMENTS, is returned for concurrence in Senate amendment and is placed on the Calendar for June 25.

H. B. 1074, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND IMPROVE THE PROCEDURES TO COLLECT RESTITUTION FROM CRIMINAL DEFENDANTS AND MAKE OTHER TECHNICAL CHANGES, is returned for concurrence in Senate amendment and is placed on the Calendar for June 25.

S. B. 106, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE APPEAL OF PERSONNEL COMMISSION DECISIONS AWARDING ATTORNEY FEES IN GRIEVANCE PROCEEDINGS, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 125, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FALSE INFORMATION IN STATE EMPLOYEES' FILES SHALL BE DESTROYED, is read the first time and is referred to the Committee on State Government.

Committee Substitute for S. B. 459, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF THE GREENSBORO-HIGH POINT AIRPORT AUTHORITY MEMBERSHIP BY TWO, is read the first time and is referred to the Committee on Local Government No. 1.

S. B. 540, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE ESSENTIAL PROPERTY INSURANCE FOR BEACH AREA PROPERTY ACT, is read the first time and is referred to the Committee on Insurance.

S. B. 591, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE FAIR ACCESS TO INSURANCE REQUIREMENTS ACT, is read the first time and is referred to the Committee on Insurance.

S. B. 727, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REIMBURSEMENT TO THE DEPARTMENT OF REVENUE FOR EXPENSES INCURRED IN COLLECTING ASSESSMENTS ON PRIMARY FOREST PRODUCTS, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 764, A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE PROPERTY TAX BURDEN, is read the first time and is referred to the Committee on Finance.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 926, AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH RESEARCH AND PRODUCTION SERVICE DISTRICTS.

H. B. 133, AN ACT TO MODIFY THE CERTIFICATE OF NEED LAW FOR LIFE CARE FACILITIES.

H. B. 139, AN ACT TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROTECT THE WATERS OF THE STATE AGAINST POLLUTION FROM PACKAGE PLANTS.

H. B. 272, AN ACT TO INCREASE CERTAIN FEES COLLECTED BY THE BOARD OF MORTUARY SCIENCE.

H. B. 513, AN ACT TO GIVE NOTICE TO AGENCIES OF MOTIONS TO OPEN ADOPTION RECORDS.

H. B. 532, AN ACT TO AUTHORIZE DARE COUNTY TO LEVY AN OCCUPANCY TAX.

H. B. 555, AN ACT TO REMOVE CERTAIN LAND IN WILLIAM B. UMSTEAD PARK FROM THE STATE NATURE AND HISTORIC PRESERVE FOR THE PURPOSE OF ACQUIRING THROUGH EXCHANGE OR PURCHASE OTHER LANDS FOR THE PARK.

H. B. 592, AN ACT TO REQUIRE A FEE FROM ALL PERSONS PARTICIPATING IN COURT-ORDERED COMMUNITY SERVICE.

H. B. 628, AN ACT TO MAKE AMENDMENTS IN THE STATUTE REGARDING OCEAN PIERS AND TRASH FISHING.

H. B. 636, AN ACT TO MAKE CHANGES TO THE COMMUNITY SERVICE PAROLE PROGRAM.

H. B. 684, AN ACT TO ADD A NEW ARTICLE 17 TO CHAPTER 20 OF THE GENERAL STATUTES AND MAKE OTHER NECESSARY CHANGES IN CHAPTER 20 AND CHAPTER 62.

H. B. 933, AN ACT TO REQUIRE LOAD LIGHTS TO BE ILLUMINATED FROM SUNSET TO SUNRISE.

H. B. 1041, AN ACT REGARDING THE ESTABLISHMENT OF FEES FOR THE ERECTION AND MAINTENANCE OF LOGO SIGNS.

H. B. 1060, AN ACT TO PROVIDE THAT FUTURE OBLIGATIONS SECURED BY A SECURITY INSTRUMENT MUST BE EVIDENCED BY A WRITTEN INSTRUMENT OR NOTATION ONLY WHEN THE OBLIGOR AND OBLIGEE HAVE AGREED IN WRITING THAT SUCH OBLIGATIONS SHALL BE EVIDENCED BY A WRITTEN INSTRUMENT OR NOTATION.

H. B. 1075, AN ACT TO PERMIT THE DIVISION OF MOTOR VEHICLES TO REGISTER LOGGING VEHICLES AS A SEPARATE CATEGORY OF TRUCKS.

H. B. 1183, AN ACT TO AMEND CHAPTER 7A, ARTICLES 42 and 52, TO PROVIDE FOR COURT REVIEW OF THE VOLUNTARY PLACEMENT OF A JUVENILE IN FOSTER CARE PURSUANT TO AN AGREEMENT BETWEEN THE JUVENILE'S PARENTS OR GUARDIAN AND THE DIRECTOR OF SOCIAL SERVICES.

H. B. 1221, AN ACT PROVIDING FOR THE ORDERLY TRANSITION OF THE FARM POND FISHERY PROGRAM FROM FEDERAL TO STATE ADMINISTRATION.

H. B. 1249, AN ACT TO PLACE THE VENUS FLY TRAP ON THE NORTH CAROLINA PROTECTED PLANTS LISTS.

S. B. 202, AN ACT TO MAKE TECHNICAL CHANGES IN THE PUBLIC HEALTH LAW AND RELATED LAWS.

S. B. 370, AN ACT TO PROVIDE THAT COPIES OF PROTECTIVE ORDERS ISSUED IN DOMESTIC VIOLENCE CASES MAY BE RETAINED BY COUNTY POLICE DEPARTMENTS.

CALENDAR

Action is taken on the following:

H. B. 489, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF MEMBERS OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION FROM EIGHT TO NINE MEMBERS, AND REMOVE THE LIMITATION ON REELECTION OR REAPPOINTMENT OF SCHOOL BOARD MEMBERS.

On motion of Representative Hauser, the House concurs in Senate Amendment No. 1, which changes the title, by electronic vote (89-3).

On motion of Representative Hauser, the House concurs in Amendment No. 2, by electronic vote (91-3), and the bill is ordered enrolled.

H. B. 1145, A BILL TO BE ENTITLED AN ACT TO EXEMPT BENEFITS PAID BY THE NORTH CAROLINA HIGHWAY PATROL VOLUNTARY PLEDGE FUND FROM INCOME TAX AND INHERITANCE TAX.

On motion of Representative Anderson, the House concurs in the Senate amendment, which changes the title, by electronic vote (100-0), and the bill is ordered enrolled.

Committee Substitute for S. B. 213, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH RELATING TO DRIVEWAYS, SITE PLAN AND SUBDIVISION APPROVAL, ROAD OR DRAINAGE PROJECT FEES, AND OPEN SPACE PROJECT FEES.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: None.

Excused absences: Representatives Brubaker and Lutz — 2.

H. B. 1368, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE TOWN OF HOT SPRINGS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: Representatives Cromer And Hege — 2.

Excused absences: Representatives Brubaker and Lutz — 2.

House Committee Substitute for Senate Committee Substitute for S. B. 238, A BILL TO BE ENTITLED AN ACT AS TO THE CITIES OF ASHEVILLE AND RALEIGH CONCERNING TREE REGULATION AND TO ALLOW THEM TO EXERCISE EMINENT DOMAIN POWERS FOR OPEN SPACE.

Representative Colton calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Buchanan, Bumgardner, Chalk, Church, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Decker, Diamont, Duncan, Easterling, Edwards, Enloe, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, Hasty, Hightower, Holmes, Holroyd, Holt, Hudson, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Tyndall, Tyson, E. Warren, Wicker, Wiser, Wood, and Wright — 83.

Voting in the negative: Representatives Brawley, Brown, Cochrane, Cole, Cromer, M. Hall, Hege, Huffman, Ligon, Mothershead, Privette, Spoon, R. Warren, and Windley — 14.

Excused absences: Representatives Brubaker, DeVane, and Lutz — 3.

S. B. 346, A BILL TO BE ENTITLED AN ACT AMENDING ARTICLE XV, SECTION 83(e) OF THE CHARTER OF THE CITY OF WINSTON-SALEM RELATING TO UPTOWN DEVELOPMENT PROJECTS.

On motion ot Representative McAlister, Committee Amendment No. 1 is adopted by electronic vote (103-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 105.

Voting in the negative: Representatives Huffman and Sizemore — 2.

Excused absences: Representatives Brubaker and Lutz — 2.

Committee Substitute for H. B. 631, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF SAFETY ZONES TO PROHIBIT HUNTING NEAR BUILDINGS IN THE BLADEN LAKES STATE FOREST, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND COMPLY WITH MINIMUM MINORITY AND WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS.

On motion of Representative Kennedy, consideration of the bill is postponed until June 25.

H. B. 580, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON AUTHORITY TO ABOLISH THE FIREMEN'S PENSION FUND FOR THE CITY OF WILMINGTON.

On motion of Representative Payne, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 581, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON THE AUTHORITY TO INCREASE THE PENSIONS BEING RECEIVED UNDER THE FIREMEN'S PENSION FUND, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 582, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON THE AUTHORITY TO INCREASE THE PENSIONS BEING RECEIVED UNDER THE POLICE PENSION FUND, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 583, A BILL TO BE ENTITLED AN ACT TO GIVE THE CITY OF WILMINGTON AUTHORITY TO ABOLISH THE PENSION FUND FOR POLICE OFFICERS FOR THE CITY OF WILMINGTON.

On motion of Representative Payne, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 589, A BILL TO BE ENTITLED AN ACT TO REQUIRE RECORDATION OF TIME SHARE INSTRUMENTS AND TO PROVIDE OTHER PROTECTIONS FOR TIME SHARE PURCHASERS, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lineberry, Locks, McAlister, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, C. Woodard, and Wright — 98.

Voting in the negative: Representative Mothershead.

Excused absences: Representatives Brubaker and Lutz — 2.

Committee Substitute for H. B. 1082, A BILL TO BE ENTITLED AN ACT TO ALLOW A BOND TO RELEASE A POSSESSORY LIEN AND TO ALLOW A SPECIAL PROCEEDING FOR DISPOSAL OF ABANDONED MOTOR VEHICLES SUBJECT TO SUCH LIENS.

On motion of Representative Kennedy, consideration of the bill is postponed until June 25.

H. B. 1384, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HUMAN RESOURCES TO IMPOSE A REASONABLE FEE ON ALL HANDLERS OF HAZARDOUS WASTE.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted by electronic vote (91-1).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell,

Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Noles, Nye, Owens, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 97.

Voting in the negative: Representatives Cromer and Hege — 2.

Excused absences: Representatives Brubaker and Lutz — 2.

The Speaker announces the appointment of the following conferees on Senate Committee Substitute for House Committee Substitute for H. B. 222, A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS: Representative Quinn, Chairman; Representatives Mavretic, Miller, Watkins, and Wicker, and the Senate is so notified by Special Message.

H. B. 1004, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ADD TWO HIGH SCHOOL STUDENTS TO THE STATE BOARD OF EDUCATION, passes its second reading, by the following vote.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 101.

Voting in the negative: Representatives Bumgardner, Bob Etheridge, Hughes, Hunter, Ligon, Watkins, and Wicker — 7.

Excused absences: Representatives Brubaker and Lutz — 2.

There being no objection, the bill is read a third time.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 98.

Voting in the negative: Representatives Bumgardner, Hughes, Ligon, Watkins, and Wicker — 5.

Excused absences: Representatives Brubaker and Lutz — 2.

House Committee Substitute for S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITIES OF STANLY, IREDELL, NORTHAMPTON, MONTGOMERY, ANSON, BERTIE, HERTFORD AND GATES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: None.

Excused absences: Representatives Brubaker and Lutz — 2.

S. B. 337, A BILL TO BE ENTITLED AN ACT TO AMEND THE APPLICATION FEE AND COST RECOVERY PROVISIONS OF G. S. 110-130.1 REGARDING NON-AFDC SERVICES.

On motion of Representative Payne, Committee Amendment No. 1 is adopted by electronic vote (107-0).

On motion of Representative Ballance, Committee Amendment No. 2 is adopted by electronic vote (102-0).

On motion of Representative Pulley, the bill, as amended, is re-referred to the Committee on Finance.

Committee Substitute for S. B. 716, A BILL TO BE ENTITLED AN ACT TO PERMIT MUNICIPALITIES BORDERING ON THE ATLANTIC OCEAN TO REGULATE SEWER TIE-ONS WITHIN THEIR CORPORATE LIMITS, AND TO AUTHORIZE DARE COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN DARE COUNTY.

Representative Evans offers Amendment No. 1 which is adopted by electronic vote (106-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Buchanan, Chalk, Chapin, Cole, J. W. Crawford, Creecy, Dawkins, Decker,

DeVane, Duncan, Easterling, Edwards, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, James, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, Mavretic, Michaux, Miller, Murphy, Noles, Nye, Payne, Privette, Pulley, Quinn, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Tyson, E. Warren, Wicker, Wiser, Wood, B. Woodard, and Wright — 81.

Voting in the negative: Representatives Brawley, Craven, Cromer, Diamont, Enloe, L. Etheridge, M. Hall, Hege, Huffman, Hunter, Hurst, Justus, Ligon, Pool, Rhodes, Sizemore, and R. Warren — 17.

Excused absences: Representatives Brubaker and Lutz — 2.

Committee Substitute for H. B. 396, A BILL TO BE ENTITLED AN ACT TO REQUIRE INDEPENDENT AUDITS OF PERSONS APPLYING FOR OR HOLDING PERMITS FOR LOW-LEVEL RADIOACTIVE FACILITIES, passes its third reading, by electronic vote (92-10), and is ordered sent to the Senate.

Committee Substitute for H. B. 978, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE.

Representative Miller offers Amendment No. 2 which is adopted by electronic vote (97-0).

The bill, as amended, passes its third reading, by electronic vote (98-4), and is ordered engrossed and sent to the Senate.

Committee Substitute for S. B. 605, A BILL TO BE ENTITLED AN ACT TO PERMIT MATERNITY LEAVE FOR INMATES.

Representative Privette offers Amendment No. 2.

On motion of Representative Nesbitt, seconded by Representative Bruce Ethridge, Amendment No. 2 is tabled by electronic vote (60-44).

Representative Colton calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (96-11), and is ordered sent to the Senate for concurrence in House amendment.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 1080, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN ANY PERSON DISTRIBUTES LISTS OF CANDIDATE ENDORSEMENTS OR MARKED SAMPLE BALLOTS AT A POLLING PLACE, THE NAME OF THE PERSON OR COMMITTEE RESPONSIBLE FOR DISTRIBUTION OF THE LIST MUST BE INDICATED.

Representative Anderson offers Amendment No. 1.

Representative Anderson withdraws Amendment No. 1.

On motion of Representative Nesbitt, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 4.

Committee Substitute for H. B. 1113, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE MUTUAL ASSOCIATION ACT, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 941, A BILL TO BE ENTITLED AN ACT CONCERNING SOLID WASTE FIRMS IN AREAS PROPOSED FOR ANNEXATION.

Representative Hudson offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (85-10).

Representative L. Etheridge objects to the third reading. The bill remains on the Calendar.

Representative Hudson moves that the rules be suspended in order for the bill to be read a third time.

Representative Hudson calls the previous question on the motion and the call is sustained.

The motion by Representative Hudson to suspend the rules in order for the bill to be read a third time carries by electronic vote (72-35).

The Chair rules this to be a two-thirds majority vote.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 516, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 7A-517 TO PROHIBIT SEXUAL EXPLOITATION OF CHILDREN.

On motion of Representative Easterling, consideration of the bill is postponed until June 26.

Committee Substitute for H. B. 861, A BILL TO BE ENTITLED AN ACT TO MANDATE LOCAL BOARDS OF EDUCATION TO REGULATE THE USE OF CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS.

Representative Windley offers Amendment No. 1.

On motion of Representative Holt, seconded by Representative Nesbitt, Amendment No. 1 is tabled by electronic vote (66-34).

Representative Colton calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (54-52).

Representative Nye objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 1037, A BILL TO BE ENTITLED AN ACT TO ENABLE HOSPITAL, MEDICAL AND DENTAL SERVICE CORPORATIONS, INSURERS AND PERSONS TO ENGAGE IN HEALTH CARE COST CONTAINMENT ACTIVITIES.

Representative Miller offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (92-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1346, A BILL TO BE ENTITLED AN ACT TO ALLOW TAXPAYERS TO CONTRIBUTE TO THE STATE ABORTION FUND WHEN FILING THEIR INCOME TAX RETURNS, AND TO PROVIDE THAT NO STATE FUNDS MAY BE APPROPRIATED FOR THE STATE ABORTION FUND.

On motion of Representative Wright, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 2.

Committee Substitute for H. B. 1389, A BILL TO BE ENTITLED AN ACT MAKING IT A GENERAL MISDEMEANOR TO SELL OR GIVE A STUN GUN TO A MINOR, passes its second reading by electronic vote (100-0). The Chair rules this is a two-thirds majority vote. There being no objection, the bill is read a third time.

The bill passes its third reading by electronic vote (93-0). The Chair rules this is a two-thirds majority vote. The bill is ordered sent to the Senate.

Committee Substitute for H. B. 891, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 90-95(d) (4) TO INCREASE THE PUNISHMENT FOR MISDEMEANOR POSSESSION OF MARIJUANA, passes its second reading, by electronic vote (98-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 1125, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESIDENTIAL ZONING LAW REGARDING CERTAIN HOMES.

Representative Wood offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (87-5).

Representative Watkins objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 517, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN APPEARANCE BEFORE THE COURT FOR THE PURPOSE OF EXECUTING PARENTAL CONSENTS TO ADOPTION IN INDEPENDENT PLACEMENTS.

Representative Easterling calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its second reading by electronic vote (39-62).

The Speaker presiding.

Committee Substitute for H. B. 1171, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE OBSCENITY LAWS OF THIS STATE AND THE ENFORCEMENT OF THESE LAWS, TO PROTECT MINORS FROM HARMFUL MATERIAL THAT DOES NOT RISE TO THE LEVEL OF OBSCENITY, AND TO STOP THE SEXUAL EXPLOITATION AND PROSTITUTION OF MINORS.

Representative Mothershead requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Miller offers Amendment No. 1.

On motion of Representative Wright, seconded by Representative C. Woodard, Amendment No. 1 is tabled by electronic vote (61-45).

Representative Wright calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (101-6).

Representative Payne objects to the third reading. The bill remains on the Calendar.

Representative Wright moves that the rules be suspended in order for the bill to be read a third time.

Representative Wright withdraws the motion to suspend the rules in order for the bill to be read a third time. The bill remains on the Calendar.

H. J. R. 686, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF A. PAUL KITCHIN, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H. B. 955, A BILL TO BE ENTITLED AN ACT TO EXEMPT COIN-OPERATED LAUNDRIES FROM SALES TAX.

Representative Noles moves that the bill be removed from tonight's Calendar and placed on the Calendar for June 27. A division having been called, the motion fails by electronic vote (40-66).

Representative Redwine requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

On motion of Representative Hunt the bill is temporarily displaced.

H. B. 1380, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PENSION AND RETIREMENT BENEFITS FOR LOCAL LAW OFFICERS.

Representative Watkins offers Amendment No. 1 which is ruled to be material, thus constituting the first reading of the bill.

The amendment is adopted by the following vote:

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Buchanan, Bumgardner, Chapin, Church, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 94.

Voting in the negative: Representatives Brawley, Chalk, Cochrane, Craven, Cromer, Esposito, M. Hall, Hege, Mothershead, Sizemore, and R. Warren — 11.

Excused absences: Representatives Beard, Brubaker, Bruce Ethridge, and Lutz — 4.

The bill is placed on the Calendar for June 25 for its second roll call reading.

H. B. 713, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VESTED BENEFITS UNDER THE NORTH CAROLINA PUBLIC EMPLOYEE DEFERRED COMPENSATION PLAN ARE NONFORFEITABLE, passes its second reading, by electronic vote (92-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. J. R. 847, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ASHLEY MONROE MURPHY, A FORMER MEMBER OF THE GENERAL ASSEMBLY FROM PENDER COUNTY, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H. J. R. 1324, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHATHAM CALHOUN CLARK, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H. B. 524, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RETIREMENT OF CURRENTLY PERMANENT PART-TIME TEACHERS AND STATE EMPLOYEES WHO HAD TEN OR MORE YEARS OF MEMBERSHIP SERVICE PRIOR TO EMPLOYMENT ON A PERMANENT PART-TIME BASIS, WITH THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, passes its second reading, by electronic vote (98-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 882, A BILL TO BE ENTITLED AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS.

Representative Barnes offers Amendment No. 1 which is adopted.

Representative Barnes calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (82-17).

Representative Mavretic objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 1029, A BILL TO BE ENTITLED AN ACT TO VEST PROPERTY RIGHTS UPON THE ISSUANCE OF A BUILDING PERMIT.

Representative Lancaster offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (100-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 24, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendments to Committee Substitute for H. B. 222, A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS, and requests conferees, the President appoints Senators Rauch and R. P. Thomas, Co-Chairmen; Senators Royall, Rand, and Warren on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Committee Substitute for H. B. 238, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SEPARATION AGREEMENTS AND CERTAIN COURT ORDERS SHALL BE REVIVED AFTER ATTEMPTED RECONCILIATION. The bill, as amended, passes its second reading by electronic vote (82-21).

Representative A. Hall objects to the third reading. The bill remains on the Calendar.

Representative Locks moves, seconded by Representative Hasty, that the House do adjourn and this motion carries.

The House adjourns to reconvene June 25 at 1:30 p.m.

ONE HUNDRED FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 25, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker and Noles for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Beall for the Committee on Election Laws:

Senate Committee Substitute for H. B. 837, A BILL TO BE ENTITLED AN ACT TO MAKE FURTHER TECHNICAL CHANGES IN THE ELECTION LAWS, with recommendation that the House concur.

On motion of Representative Beall, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Beall, the House concurs in the Senate committee substitute, by electronic vote (62-0), and the bill is ordered enrolled.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 959, A BILL TO BE ENTITLED AN ACT TO PERMIT TOWNS TO PROTECT NATURAL AND SCENIC FEATURES, with an indefinite postponement report.

H. B. 1275, A BILL TO BE ENTITLED AN ACT TO REWRITE G. S. 15A-2000(e)(6) TO PROVIDE FOR AN AGGRAVATING CIRCUMSTANCE IN A CAPITAL CASE BASED UPON THE DEFENDANT BEING HIRED OR PAID TO COMMIT THE CAPITAL FELONY, with a favorable report.

H. B. 1317, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PARENTS BE NOTIFIED IF THEIR CHILDREN RECEIVE BIRTH CONTROL PRESCRIPTIONS OR BIRTH CONTROL DEVICES, with an unfavorable report.

H. B. 1318, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A SMALL CLAIM MAY BE ASSIGNED TO THE COUNTY IN WHICH THE CLAIM AROSE IF THE DEFENDANT RESIDES IN AN ADJOINING COUNTY, with an unfavorable report.

By Representative Foster for the Committee on Education:

H. B. 896, A BILL TO BE ENTITLED AN ACT TO ENACT THE SCHOOL DISCIPLINE POLICY ACT, with an unfavorable report.

H. B. 1094, A BILL TO BE ENTITLED AN ACT ADDING "OPEN COURT" MATERIALS TO THE TEXTBOOK LIST ADOPTED BY THE STATE BOARD OF EDUCATION FOR THE SCHOOLS OF NORTH CAROLINA, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 27. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for S. B. 681, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT AND IMPLEMENT RULES PROMOTING THE SAFETY OF ALL CHEERLEADERS ENROLLED IN ALL PUBLIC MIDDLE SCHOOLS, JUNIOR HIGH SCHOOLS, AND HIGH SCHOOLS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Judiciary No. 2.

On motion of Representative Foster, Committee Amendment No. 1 is adopted.

The bill, as amended, is re-referred to the Committee on Judiciary No. 2.

By Representative Wright for the Committee on Judiciary No. 2:

S. B. 42, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COORDINATORS TO COMPLETE LIMITED DRIVING PRIVILEGE FORMS FOR INDIGENTS, with an unfavorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

Committee Substitute No. 1 for H. B. 1294, A BILL TO BE ENTITLED AN ACT TO PREVENT FELONS FROM PROFITING FROM THEIR STORIES AND OTHER

ACCOUNTS OF THEIR CRIMES BY REQUIRING THAT THE PROCEEDS OF THEIR STORIES BE USED TO COMPENSATE THE VICTIMS OF THE CRIMES, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2.

Committee Substitute Bill No. 2 is placed on the Calendar for June 27. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S. B. 126, A BILL TO BE ENTITLED AN ACT TO EMPOWER NONPROFIT CORPORATIONS TO ENTER INTO ARRANGEMENTS WITH OTHERS FOR SHARING OF BENEFITS OR UNION OF INTERESTS, with a favorable report.

S. B. 433, A BILL TO BE ENTITLED AN ACT TO ADD ADULTERY AS A GROUND FOR DIVORCE FROM BED AND BOARD, with a favorable report, as amended.

S. B. 521, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SIMULTANEOUS FORECLOSURE OF TWO OR MORE DEEDS OF TRUST SECURED BY THE SAME PROPERTY, with a favorable report.

Committee Substitute No. 1 for H. B. 1340, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPERSONATION OF A LAW ENFORCEMENT OFFICER, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2.

Committee Substitute Bill No. 2 is placed on the Calendar for June 27. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative James for the Committee on Agriculture:

H. B. 1190, A BILL TO BE ENTITLED AN ACT TO ESTABLISH POLICIES TO PRESERVE PRIME FARMLAND, with an unfavorable report as to bill, favorable as to committee substitute bill, as amended, which changes the title.

The substitute bill, as amended, is placed on the Calendar for June 27. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

H. B. 1100, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RADIATION TECHNOLOGY PRACTICE ACT, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Finance.

The substitute bill is re-referred to the Committe on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Quinn for the Committee on Finance:

H. B. 1280, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES PAID TO LICENSE AGENTS FOR WILDLIFE LICENSE SALES, with an unfavorable report as to bill, favorable as to committee substitute bill, as amended.

The substitute bill, as amended, is placed on the Calendar for June 27. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for H. B. 1312, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXCLUSION FOR RESIDENCES OWNED BY

DISABLED VETERANS TO INCLUDE THE RESIDENCES OF ALL VETERANS WHO ARE RATED AS ONE HUNDRED PERCENT PERMANENTLY UNEMPLOYABLE, with a favorable report.

Committee Substitute for S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, IN FULL OR IN PART, INVENTORIES OF MANUFACTURERS, WHOLESALERS, AND RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY, with a favorable report.

Committee Substitute for S. B. 259, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL MATTERS IN IREDELL COUNTY AND THE CITY OF STATESVILLE, INCLUDING THE DISTRICTING OF THE CITY COUNCIL, COLLECTION OF TAXES, AN OCCUPANCY TAX, STATESVILLE SCHOOL ELECTIONS, AND A CIVIC CENTER AUTHORITY, with a favorable report, as amended.

S. B. 464, A BILL TO BE ENTITLED AN ACT RELATING TO COSMETIC ARTS, with a favorable report, with amendment adopted on the House floor June 18, 1985.

S. B. 644, A BILL TO BE ENTITLED AN ACT TO CONTINUE CERTAIN SALES AND USE TAX REFUNDS TO AIR CARRIERS AFTER AIRLINE DEREGULATION, with a favorable report.

S. B. 740, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ALTERNATE PROCEDURE FOR HOLDING GOOD FAITH DEPOSITS WITH THE STATE TREASURER, with a favorable report.

By Representative Nesbitt for the Committee on Insurance:

H. B. 905, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM REQUIRED AMOUNT OF FINANCIAL RESPONSIBILITY FOR AUTOMOBILE PROPERTY DAMAGE LIABILITY INSURANCE, with a favorable report, as amended.

S. B. 287, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE WILLFUL NONPAYMENT OF GROUP HEALTH AND LIFE INSURANCE PREMIUMS BY FIDUCIARIES UNLESS WRITTEN NOTICE IS PROVIDED TO THE PERSONS INSURED, with a favorable report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 350, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY, AND TO MAKE CONFORMING CHANGES TO OTHER STATUTES AND TO OTHER SECTIONS OF THE CONSTITUTION CONCERNING ELECTIONS FOR OTHER OFFICERS AND FILLING VACANCIES, with an indefinite postponement report.

H. B. 786, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ADMINISTRATION BY AFFIDAVIT OF A SMALL TESTATE ESTATE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with an indefinite postponement report.

H. B. 807, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SMALL ESTATES PROCEDURE IF THERE IS A WILL, with a favorable report, as amended.

H. B. 1021, A BILL TO BE ENTITLED AN ACT TO REPEAL G. S. 153A-77, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 27. The original bill is placed on the Unfavorable Calendar.

H. B. 1058, A BILL TO BE ENTITLED AN ACT TO PROHIBIT ALCOHOLIC BEVERAGE ADVERTISING, with an unfavorable report.

H. B. 1216, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A DRIVER MUST STOP HIS MOTOR VEHICLE ON A ROADWAY OF FOUR OR MORE LANES WHEN APPROACHING OR NEAR A SCHOOL BUS, with a favorable report.

S. B. 548, A BILL TO BE ENTITLED AN ACT TO INCORPORATE TECHNICAL AMENDMENTS INTO THE PRIVATE PROTECTIVE SERVICES ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

By Representative Murphy for the Committee on Health:

S. B. 515, A BILL TO BE ENTITLED AN ACT TO PROVIDE ASSISTANCE DOGS FOR THE HANDICAPPED, with a favorable report.

Committee Substitute for S. B. 620, A BILL TO BE ENTITLED AN ACT TO AMEND THE CERTIFICATE OF NEED LAW TO PERMIT THE TRANSFER OF ASSIGNMENT OF CERTAIN CERTIFICATES OF NEED, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 620, A BILL TO BE ENTITLED AN ACT TO ALLOW A PROCEDURE FOR EXTENSION OF AND ASSESSMENT FOR WATER LINES INTO DEVELOPED SUBDIVISIONS IN BRUNSWICK COUNTY, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 27. The original bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 972, A BILL TO BE ENTITLED AN ACT TO MAKE BUILDERS CIVILLY LIABLE FOR BUILDING CODE VIOLATIONS, with an unfavorable report as to bill, but without prejudice as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H. B. 1337, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN GUARDIAN SALES, with a favorable report, as amended.

Committee Substitute for H. B. 1346, A BILL TO BE ENTITLED AN ACT TO ALLOW TAXPAYERS TO CONTRIBUTE TO THE STATE ABORTION FUND WHEN FILING THEIR INCOME TAX RETURNS, AND TO PROVIDE THAT NO STATE FUNDS MAY BE APPROPRIATED FOR THE STATE ABORTION FUND, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2.

Committee Substitute Bill No. 2 is placed on the Calendar for June 27. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Insurance:

H. B. 688, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE NORTH CAROLINA RATE BUREAU, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 27. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Easterling and Richardson:

H. B. 1403, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE AFRO-AMERICAN CULTURAL AND SERVICE CENTER LOCATED IN CHARLOTTE, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 73, A BILL TO BE ENTITLED AN ACT TO CREATE THE MOTOR FUEL MARKETING ACT IN ORDER TO ENCOURAGE FAIR AND HONEST COMPETITION AND TO SAFEGUARD THE PUBLIC AGAINST UNFAIR PRACTICES INVOLVING THE SALE OF MOTOR FUEL, is read the first time and is referred to the Committee on Judiciary No. 4.

Committee Substitute for S. B. 309, A BILL TO BE ENTITLED AN ACT REGARDING THE ISSUANCE OF PERMITS TO RESTAURANTS ON FEDERAL PROPERTY ON THE BLUE RIDGE PARKWAY, is read the first time and is referred to the Committee on Judiciary No. 1.

Committee Substitute for S. B. 598, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CLAIMS AGAINST DECEDENTS' ESTATES MAY BE PRESENTED BY REGISTERED OR CERTIFIED MAIL, RETURN RECEIPT REQUESTED, OR BY DELIVERY TO THE CLERK OF COURT FOR FILING, is read the first time and is referred to the Committee on Judiciary No. 2.

S. B. 496, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE OPERATION OF A MOTOR VEHICLE WITH THE VIEW OUTWARD OR INWARD THROUGH THE WINDSHIELD OR WINDOWS OBSCURED, is read the first time and is referred to the Committee on Highway Safety.

Committee Substitute for S. B. 663, A BILL TO BE ENTITLED AN ACT TO IMPOSE SALES TAX ON ALL PROPERTY SOLD AT FLEA MARKETS, TO REQUIRE ALL PERSONS WHO SELL PROPERTY AT FLEA MARKETS TO DISPLAY THEIR SALES TAX LICENSES, AND TO REQUIRE PERSONS WHO SELL AT FLEA MARKETS TO FURNISH EVIDENCE TO THE LESSOR OF THE MARKET THAT THEY ARE REGISTERED FOR SALES TAX PURPOSES, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 691, A BILL TO BE ENTITLED AN ACT TO

INCORPORATE CERTAIN CHANGES INTO THE ALARM SYSTEMS LICENSING ACT, is read the first time and is referred to the Committee on State Government.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 336, AN ACT TO CLARIFY THE LAW REGARDING DISCIPLINARY SUSPENSIONS OF EXCEPTIONAL CHILDREN.

H. B. 337, AN ACT TO CLARIFY THE LAW REGARDING THE COST ALLOCATION IN EXCEPTIONAL CHILDREN'S OUT-OF-DISTRICT PLACEMENT.

H. B. 489, AN ACT TO INCREASE THE NUMBER OF MEMBERS OF THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION FROM EIGHT TO NINE MEMBERS, AND CHANGE THE LIMITATION ON REELECTION OR REAPPOINTMENT OF SCHOOL BOARD MEMBERS.

H. B. 1145, AN ACT TO EXEMPT BENEFITS PAID, FROM VOLUNTARY PLEDGES BY THE NORTH CAROLINA HIGHWAY PATROL, FROM INCOME TAX AND INHERITANCE TAX.

H. B. 1161, AN ACT TO REVISE THE APPEAL BOND STATUTE TO ALLOW FOR THE AUTOMATIC POSTING OF AN APPEAL BOND.

H. J. R. 686, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF A. PAUL KITCHIN.

CALENDAR

Action is taken on the following:

H. B. 523, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS FROM PUBLIC ROADS IN GREENE COUNTY.

On motion of Representative Barbee, the House concurs in the Senate amendment, which changes the title, and the bill is ordered enrolled.

H. B. 425, A BILL TO BE ENTITLED AN ACT TO PERMIT WAYNE COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES.

On motion of Representative Lancaster, the House does not concur in the Senate amendment and conferees are requested.

The Speaker announces the appointment of Representative Lancaster, Chairman; Representatives J. W. Crawford and Greenwood as conferees and the Senate is so notified by Special Message.

H. B. 693, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TAKING BEAR WITH BAIT.

On motion of Representative Colton, the House does not concur in the two Senate amendments and conferees are requested.

The Speaker announces the appointment of Representative Colton, Chairman; Representatives Nye and Murphy as conferees and the Senate is so notified by Special Message.

Committee Substitute for H. B. 372, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 130A-5 TO AUTHORIZE THE SECRETARY TO REVIEW AND EXAMINE PRIVILEGED PATIENT MEDICAL RECORDS AND TO DECLARE ALL PRIVILEGED PATIENT MEDICAL RECORDS IN THE POSSESSION OF THE DEPARTMENT OF HUMAN RESOURCES AND LOCAL HEALTH DEPARTMENTS TO BE CONFIDENTIAL.

On motion of Representative Murphy, the House concurs in the Senate amendment, by electronic vote (99-0), and the bill is ordered enrolled.

H. B. 1074, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND IMPROVE THE PROCEDURES TO COLLECT RESTITUTION FROM CRIMINAL DEFENDANTS AND MAKE OTHER TECHNICAL CHANGES.

On motion of Representative Lancaster, the House concurs in the Senate amendment, by electronic vote (102-0), and the bill is ordered enrolled.

Committee Substitute No. 2 for H. B. 94, A BILL TO BE ENTITLED AN ACT TO FURTHER DEFINE THE APPROPRIATE POLITICAL ACTIVITY OF STATE EMPLOYEES.

On motion of Representative Jones, the House concurs in Senate Amendment No. 1 by electronic vote (100-0).

On motion of Representative Jones, the House concurs in Senate Amendment No. 2 by electronic vote (102-0). On motion of Representative Jones, the House concurs in Senate Amendment No. 3 by electronic vote (104-0). The bill is ordered enrolled.

H. B. 989, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SINGLE AUDIT IMPLEMENTATION FOR LOCAL GOVERNMENTS.

On motion of Representative Barnes, the House concurs in the Senate amendment, by electronic vote (102-0), and the bill is ordered enrolled.

H. B. 1368, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE TOWN OF HOT SPRINGS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cole, Colton, Craven, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holt, Hudson, Hughes, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 98.

Voting in the negative: Representatives Cochrane and Hege — 2.

Excused absences: Representatives Brubaker and Noles — 2.

House Committee Substitute for Senate Committee Substitute for S. B. 238, A BILL TO BE ENTITLED AN ACT AS TO THE CITIES OF ASHEVILLE AND RALEIGH

CONCERNING TREE REGULATION AND TO ALLOW THEM TO EXERCISE EMINENT DOMAIN POWERS FOR OPEN SPACE, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Buchanan, Bumgardner, Chalk, Church, Clark, Colton, Craven, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Holroyd, Holt, Hudson, Hunt, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Wicker, Wiser, Wood, C. Woodard, and Wright — 87.

Voting in the negative: Representatives Anderson, Brawley, Brown, Cochrane, Cole, Cromer, M. Hall, Hege, Huffman, Hughes, Ligon, McLaughlin, Robinson, and Windley — 14.

Excused absences: Representatives Brubaker and Noles — 2.

S. B. 346, A BILL TO BE ENTITLED AN ACT AMENDING ARTICLE XV, SECTION 83(e) OF THE CHARTER OF THE CITY OF WINSTON-SALEM RELATING TO UPTOWN DEVELOPMENT PROJECTS.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Church, Clark, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, M. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyson, Walker, E. Warren, Wicker, Windley, Wiser, Wood, C. Woodard, and Wright — 96.

Voting in the negative: Representatives Cochrane, Hege, and Ligon — 3.

Excused absences: Representatives Brubaker and Noles — 2.

Committee Substitute for H. B. 562, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WRIGHTSVILLE BEACH TO ELIMINATE THE UNANIMOUS VOTE REQUIREMENT FOR ORDINANCES AFFECTING BUSINESS AND TO AUTHORIZE THE TOWN OF WRIGHTSVILLE BEACH TO REGULATE DEVELOPMENT IN ESTUARINE WATERS AND PUBLIC TRUST LIMITS UNDER NAVIGABLE WATERS, passes its second readig and there being no objection is read third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND COMPLY WITH MINIMUM MINORITY AND WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS.

Representative Sparrow offers Amendment No. 1.

On motion of Representative Kennedy, the bill and pending amendment are temporarily displaced.

H. B. 1384, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HUMAN RESOURCES TO IMPOSE A REASONABLE FEE ON ALL HANDLERS OF HAZARDOUS WASTE.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Windley, Wiser, Wood, C. Woodard, and Wright — 98.

Voting in the negative: Representatives Cochrane and Hege — 2.

Excused absences: Representatives Brubaker and Noles — 2.

House Committee Substitute for S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITIES OF STANLY, IREDELL, NORTHAMPTON, MONTGOMERY, ANSON, BERTIE, HERTFORD AND GATES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mothershed, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 103.

Voting in the negative: None.

Excused absences: Representatives Brubaker and Noles — 2.

Committee Substitute for S. B. 716, A BILL TO BE ENTITLED AN ACT TO PERMIT MUNICIPALITIES BORDERING ON THE ATLANTIC OCEAN TO REGULATE SEWER TIE-ONS WITHIN THEIR CORPORATE LIMITS, AND TO AUTHORIZE DARE COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN DARE COUNTY.

Representative Pool offers Amendment No. 2 which fails of adoption by electronic vote (43-57).

Representative Evans calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Brannan, Brinkley, Buchanan, Bumgardner, Chalk, Chapin, Clark, Colton, Creecy, Dawkins, Easterling, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holroyd, Hudson, Hughes, James, Jones, Lancaster, Lilley, Lineberry, Locks, Lutz, Mavretic, Miller, Murphy, Payne, Pulley, Quinn, Redwine, Richardson, Stamey, Tyndall, E. Warren, Wicker, Wiser, B. Woodard, and Wright — 54.

Voting in the negative: Representatives Allran, Beard, Boyd, Brawley, Brown, Cole, Craven, Cromer, Decker, Diamont, Duncan, Edwards, Enloe, Esposito, L. Etheridge, Foster, M. Hall, Hege, Holt, Huffman, Hunter, Hurst, Jeralds, Ligon, McLaughlin, Nye, Pool, Privette, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Tallent, Tyson, Walker, R. Warren, Windley, and Wood — 39.

Excused absences: Representatives Brubaker and Noles — 2.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 977, A BILL TO BE ENTITLED AN ACT TO REFORM THE LAWS REGULATING COMMON CARRIERS OF PASSENGERS BY MOTOR VEHICLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Bumgardner, Chalk, Church, Clark, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Jeralds, Jones, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Miller, Murphy, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Richardson, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 94.

Voting in the negative: Representative Redwine.

Excused absences: Representatives Brubaker and Noles—2.

Committee Substitute for H. B. 1328, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GASOLINE AND SPECIAL FUELS EXCISE TAX FROM A FLAT PER GALLON RATE TO A PERCENTAGE OF THE WHOLESALE PRICE.

Representative Pool moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Finance.

Representative Pool calls the previous question on the motion and the call is sustained by electronic vote (97-10).

The bill is withdrawn from the Calendar and re-referred to the Committee on Finance by electronic vote (61-47).

H. B. 1380, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PENSION AND RETIREMENT BENEFITS FOR LOCAL LAW OFFICERS.

Representative Watkins offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chapin, Church, Clark, Cochrane, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 106.

Voting in the negative: Representatives Chalk, Decker, and Windley — 3.

Excused absences: Representatives Brubaker and Noles — 2.

Committee Substitute for H. B. 1082, A BILL TO BE ENTITLED AN ACT TO ALLOW A BOND TO RELEASE A POSSESSORY LIEN AND TO ALLOW A SPECIAL PROCEEDING FOR DISPOSAL OF ABANDONED MOTOR VEHICLES SUBJECT TO SUCH LIENS, passes its second reading, by the following vote, and remains on the calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brinkley, Chapin, Church, Clark, Colton, J. W. Crawford, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gist, Greenwood, Hackney, A. Hall, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Pool, Pulley, Quinn, Redwine, Rhodes, Sparrow, Spoon, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, B. Woodard, and Wright — 77.

Voting in the negative: Representatives Boyd, Brawley, Brown, Chalk, Cochrane, Craven, DeVane, Gardner, M. Hall, Hasty, Ligon, Lutz, Mothershead, Owens, Privette, Rhyne, Robinson, Sizemore, Tallent, Windley, Wood, and C. Woodard — 22.

Excused absences: Representatives Brubaker and Noles — 2.

Committee Substitute for H. B. 861, A BILL TO BE ENTITLED AN ACT TO MANDATE LOCAL BOARDS OF EDUCATION TO REGULATE THE USE OF CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS.

Representative Windley offers Amendment No. 2 which fails of adoption by electronic vote (35-66).

Representative Colton calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its third reading by electronic vote (50-55).

Committee Substitute for H. B. 1125, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESIDENTIAL ZONING LAW REGARDING CERTAIN HOMES.

Representative Hudson offers Amendment No. 2 which fails of adoption by electronic vote (39-49).

The bill, as amended, passes its third reading, by electronic vote (91-13), and is ordered engrossed and sent to the Senate.

On motion of Representative Wicker, H. B. 406, A BILL TO BE ENTITLED AN ACT REPLACING CHAPTER 14 OF THE GENERAL STATUTES WITH A NEW CRIMINAL CODE, is withdrawn from the Committee on Courts and Administration of Justice and re-referred to the Committee on Appropriations.

On motion of Representative Nye, Committee Substitute for H. B. 1280, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES PAID TO LICENSE AGENTS FOR WILDLIFE LICENSE SALES, is withdrawn from the Calendar for June 27 and re-referred to the Committee on Appropriations.

On motion of Representative Miller, H. B. 1273, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CLERK TO NOTIFY PARTIES OF APPEALS FILED IN SMALL CLAIMS ACTIONS, is withdrawn from the Committee on Judiciary No. 1 and re-referred to the Committee on Courts and Administration of Justice.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Redwine, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 25, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has passed the following committee substitute bill and respectfully request your concurrence therein: Committee Substitute for S. B. 1, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE

DEPARTMENT, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, without engrossment in Senate Amendments 1, 2, 3, 4, 7, 8, 9, 10, 11, 13, 16, and 19.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for S. B. 1, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENT, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is read the first time.

On motion of Representative Watkins, the rules are suspended, and the bill is placed before the House for immediate consideration.

Representative L. Etheridge moves that the bill be removed from today's Calendar and placed on the Calendar for June 26.

On motion of Representative Watkins, seconded by Representative Quinn, the motion by Representative L. Etheridge is tabled.

Representative Bumgardner offers Amendment No. 1.

On motion of Representative Bob Etheridge, seconded by Representative Bruce Ethridge, Amendment No. 1 is tabled by electronic vote (70-46).

Representative Brawley offers Amendment No. 2.

On motion of Representative Bob Etheridge, seconded by Representative Church, Amendment No. 2 is tabled by electronic vote (75-34).

Representative Cole offers Amendment No. 3

On motion of Representative Bob Etheridge, seconded by Representative Owens, Amendment No. 3 is tabled by electronic vote (77-37).

Representative Bob Etheridge offers Amendment No. 4 which is adopted by electronic vote (93-8).

Representative Chalk offers Amendment No. 5.

On motion of Representative Watkins, seconded by Representative Barbee, Amendment No. 5 is tabled by electronic vote (69-38).

Representative Cromer offers Amendment No. 6.

On motion of Representative Watkins, seconded by Representative Fussell, Amendment No. 6 is tabled by electronic vote (73-34).

Representative Rhyne offers Amendment No. 7.

On motion of Representative Watkins, seconded by Representative Bob Etheridge, Amendment No. 7 is tabled by electronic vote (74-34).

Representative Sizemore offers Amendment No. 8.

On motion of Representative Watkins, seconded by Representative Quinn, Amendment No. 8 is tabled by electronic vote (78-31).

Representative Watkins offers Amendment No. 9 which is adopted by electronic vote (90-11).

Representative Watkins calls the previous question on the passage of the bill and the call is sustained by electronic vote (81-31).

The bill, as amended, passes its second reading, by electronic vote (89-24).

Representative Cochrane objects to the third reading. The bill remains on the Calendar.

Representative Watkins moves that the rules be suspended in order for the bill to be read a third time. This motion carries by electronic vote (80-33). The Speaker rules this to be a two-thirds majority vote.

The bill, as amended, passes its third reading, by electronic vote (89-25), and is ordered returned to the Senate for concurrence in House amendments.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Holroyd, the rules are suspended and the following is introduced and read the first time.

By Representatives Holroyd and Easterling:

H. J. R. 1405, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ADVISABILITY OF THE FURTHER IMPLEMENTATION OF G. S. 153A-77 BY BOARDS OF COUNTY COMMISSIONERS, is referred to the Committee on Appropriations.

On motion of Representative Redwine, the rules are suspended and the following is introduced and read the first time.

By Representative Redwine:

H. B. 1406, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF SUNSET BEACH, BRUNSWICK COUNTY, TO ASSESS FOR NAVIGATION PROJECTS, is referred to the Committee on Local Government No. 1

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 25, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has passed the following Committee Substitute for S. B. 2 and respectfully requests your concurrence therein: Committee Substitute for S. B. 2, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, without engrossment in Senate Amendments No's 1 and 3.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for S. B. 2, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, is read the first time.

On motion of Representative Watkins, the rules are suspended, and the bill is placed before the House for immediate consideration.

Representative Brawley offers Amendment No. 1.

On motion of Representative Watkins, seconded by Representative Quinn, Amendment No. 1 is tabled by electronic vote (75-34).

The bill passes its second reading, by electronic vote (82-24), and there being no objection is read a third time.

Representative Watkins offers Amendment No. 2 which is adopted by electronic vote (98-6).

The bill, as amended, passes its third reading, by electronic vote (82-27), and is ordered sent to the Senate for concurrence in House amendment.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 25, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in Senate Amendments Nos. 1 and 2 to H. B. 693, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TAKING BEAR WITH BAIT, and requests conferees, the President appoints Senators Joe Thomas, R. P. Thomas, and Taft on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA FINK
Principal Clerk

CALENDAR (continued)

Committee Substitute for H. B. 829, A BILL TO BE ENTITLED AN ACT TO DETER ORGANIZED CRIMINAL ACTIVITY AND CONVERT THE VARIOUS PROPERTIES AND PROPERTY RIGHTS EMPLOYED THEREIN TO PUBLIC PURPOSES BY IMPOSING CIVIL SANCTIONS ON RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS.

On motion of Representative Wicker, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY TO EXERCISE THE POWER OF EMINENT DOMAIN UNDER G. S. 40A-42(a) TO ACQUIRE PROPERTY FOR PUBLIC SAFETY AND OTHER FACILITIES, is read the first time and is referred to the Committee on Judiciary No. 3.

Committee Substitute for H. B. 534, A BILL TO BE ENTITLED AN ACT TO MODIFY COURT COSTS, is returned for concurrence in Senate amendment and is placed on the Calendar for June 26.

On motion of Representative Lilley, seconded by Representative Miller, the House adjourns to reconvene June 26 at 1:30 p.m.

ONE HUNDRED SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 26, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Locks, Quinn, and Hughes for today.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Murphy, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Murphy, the rules are suspended and the following is introduced and read the first time.

By Representative Murphy:

H. B. 1408, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF DUPLIN AND JONES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES, is referred to the Committee on Local Government No. 1.

On motion of Representative Blue, the rules are suspended and the following is introduced and read the first time.

By Representative Blue:

H. B. 1409, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TEMPORARY EXTENSION OF THE OFFICE OF APPELLATE DEFENDER.

On motion of Representative Blue, the rules are suspended and the bill is placed before the House for immediate consideration.

The bill passes its second reading by electronic vote (91-3). The Chair rules this is a two-thirds majority vote.

The bill passes its third reading by electronic vote (93-1). The Chair rules this is a two-thirds majority vote. The bill is ordered sent to the Senate.

REPORTS OF COMMITTEES

The following reports from standing committees are presented:

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 1404, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EMPLOYMENT OF PROBATIONARY TEACHERS BY THE WESTERN ROCKINGHAM CITY BOARD OF EDUCATION, with a favorable report.

On motion of Representative McAlister, the rules are suspended and the bill is placed on today's Calendar.

H. B. 1406, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF SUNSET BEACH, BRUNSWICK COUNTY, TO ASSESS FOR NAVIGATION PROJECTS, with a favorable report.

By Representative Beall for the Committee on Election Laws:

Committee Substitute for S. B. 429, A BILL TO BE ENTITLED AN ACT TO ALLOW CANDIDATES TO USE NICKNAMES ON THE BALLOT IN CERTAIN CIRCUMSTANCES, with a favorable report.

On motion of Representative Beall, the rules are suspended and the bill is placed on the Calendar for July 1.

Committee Substitute for S. B. 523, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPECIAL ELECTIONS SHALL BE HELD ON THE TUESDAY AFTER THE FIRST MONDAY IN FEBRUARY, MAY, AUGUST, OR NOVEMBER SO AS TO REDUCE THE COST AND FREQUENCY OF SPECIAL ELECTIONS, with an unfavorable report as to Senate committee substitute bill, favorable as to House committee subtitute bill.

On motion of Representative Beall, the rules are suspended and the House committee substitute bill is placed on the Calendar for July 1.

The Senate committee substitute bill is placed on the Unfavorable Calendar.

S. B. 624, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERCENTAGE OF SIGNATURES REQUIRED TO CALL AN ALCOHOLIC BEVERAGE ELECTION, with a favorable report, as amended.

On motion of Representative Beall, the rules are suspended and the bill is placed on the Calendar for July 1.

S. B. 658, A BILL TO BE ENTITLED AN ACT TO PROVIDE A UNIFORM FILING PERIOD FOR CANDIDACIES IN MUNICIPAL ELECTIONS AND MAKING CONFORMING CHANGES IN DATES FOR SETTING FILING FEES AND APPOINTING MUNICIPAL BOARDS OF ELECTIONS, with a favorable report, as amended.

On motion of Representative Beall, the rules are suspended and the bill is placed on the Calendar for July 1.

S. B. 659, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DEADLINES FOR MAKING APPLICATION FOR ABSENTEE BALLOTS TO PROVIDE FOR APPLICATIONS BY MAIL TWO DAYS EARLIER, BUT EXTENDING BY ONE DAY THE DEADLINE FOR ONE-STOP ABSENTEE VOTING, with a favorable report.

On motion of Representative Beall, the rules are suspended and the bill is placed on the Calendar for July 1.

By Representative Quinn for the Committee on Finance:

H. B. 188, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ANNUAL INCOME TAX EXCLUSION FOR FEDERAL CIVIL SERVICE AND MILITARY RETIREMENT PAY AND TO ESTABLISH A GRADUATED EXCLUSION FOR THIS PAY, with a favorable report.

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 876, A BILL TO BE ENTITLED AN ACT TO PERMIT EXTENSION SERVICE EMPLOYEES HAVING DUAL EMPLOYMENT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, PREVENT PARTIAL WITHDRAWAL, AND PERMIT EXTENSION SERVICE EMPLOYEES TO RESTORE PARTIALLY WITHDRAWN ACCOUNTS, with an indefinite postponement report.

By Representative Lancaster for the Committee on Judiciary No. 3:

Committee Substitute for S. B. 272, A BILL TO BE ENTITLED AN ACT TO PROTECT HANDICAPPED PERSONS, with an unfavorable report as to Senate committee substitute bill, favorable as to House committee substitute bill.

The House committee substitute bill is placed on the Calendar for June 28. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Constitutional Amendments.

H. B. 1127, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR ELECTION OF THE GOVERNOR AND LIEUTENANT GOVERNOR ON A TEAM BASIS, with an unfavorable report with Minority Report attached.

The question is the adoption of the following Minority Report.

MINORITY REPORT

We, the undersigned members of the committee on CONSTITUTIONAL AMENDMENTS, representing one-fourth of the members present and voting on H. B. 1127 entitled, AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR THE ELECTION OF THE GOVERNOR AND LT. GOVERNOR ON A TEAM BASIS, when the bill was taken up for consideration, and disagreeing with the majority, recommend that the bill be reported favorably.

S/ LARRY T. JUSTUS
S/ WALTER H. WINDLEY
S/ JAMES M. CRAVEN
S/ RAYMOND WARREN

The Minority Report fails of adoption by electronic vote (32-61).

H. B. 1199, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW REGULAR SUPERIOR COURT JUDGES TO BE ELECTED IN THEIR JUDICIAL DIVISION, AND TO IMPLEMENT THAT AMENDMENT, with an indefinite postponement report.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 918, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNBORN CHILDREN'S CIVIL RIGHTS ACT OF 1985, without prejudice and recommendation that the bill be re-referred to the Committee on Appropriations.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 1219, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES PERTAINING TO THE NORTH CAROLINA HAZARDOUS WASTE TREATMENT COMMISSION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 28. The original bill is placed on the Unfavorable Calendar.

H. B. 1272, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA REQUIREMENTS FOR COMPREHENSIVE HAZARDOUS WASTE FACILITIES BY REQUIRING THE PAYMENT OF CERTAIN FEES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Finance.

By Representative Jeralds for the Committee on Military and Veterans' Affairs:

S. B. 635, A BILL TO BE ENTITLED AN ACT TO CREATE A NEW CHAPTER OF THE GENERAL STATUTES CONCERNING MILITARY AFFAIRS AND TO REGULATE MILITARY PROPERTY SALES FACILITIES AND DISCRIMINATION AGAINST MILITARY MEMBERS, with a favorable report.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 384, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF WINSTON-SALEM RELATING TO UPTOWN DEVELOPMENT PROJECTS, with an indefinite postponement report.

H. B. 584, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF SEVEN DEVILS TO HOLD AN ELECTION ON THE SALE OF MALT BEVERAGES AND UNFORTIFIED WINE, with a favorable report, as amended.

By Representative Nesbitt for the Committee on Insurance:

S. B. 540, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE ESSENTIAL PROPERTY INSURANCE FOR BEACH AREA PROPERTY ACT, with a favorable report.

S. B. 591, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE FAIR ACCESS TO INSURANCE REQUIREMENTS ACT, with a favorable report.

Committee Substitute for S. B. 288, A BILL TO BE ENTITLED AN ACT TO ESTABLISH CLEARER AND STRONGER STANDARDS FOR AGREEMENTS

BETWEEN DOMESTIC INSURERS AND REINSURERS, with a favorable report, as amended.

By Representative Fussell for the Committee on Highway Safety:

H. B. 35, A BILL TO BE ENTITLED AN ACT TO ADD SAFETY BELTS TO THE ITEMS SUBJECT TO THE ANNUAL SAFETY INSPECTION, with a favorable report, as amended.

H. B. 48, A BILL TO BE ENTITLED AN ACT TO MAKE WINDSHIELDS SUBJECT TO THE ANNUAL SAFETY INSPECTION, with a favorable report.

By Representative Hightower for the Committee on State Government:

H. B. 1007, A BILL TO BE ENTITLED AN ACT TO MODIFTY THE QUALIFICATIONS FOR BEING A LAND SURVEYOR APPLICANT, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for June 28. The original bill is placed on the Unfavorable Calendar.

S. B. 168, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SAFE PLACEMENT OF SUBSURFACE INSTALLATIONS IN NORTH CAROLINA, with a favorable report, as amended.

S. B. 549, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MOREHEAD CITY NAVIGATION AND PILOTAGE COMMISSION MAY REGULATE THE PILOTING OF SHIPPING FROM MOREHEAD CITY TO AURORA, with a favorable report.

S. B. 578, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-138 (h), with a favorable report.

S. B. 691, A BILL TO BE ENTITLED AN ACT TO INCORPORATE CERTAIN CHANGES INTO THE ALARM SYSTEMS LICENSING ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

Representative Church moves that House Committee Substitute for S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITIES OF STANLY, IREDELL, NORTHAMPTON, MONTGOMERY, ANSON, BERTIE, HERTFORD AND GATES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES, be recalled from the Engrossing Office for further consideration and this motion carries.

Representative Church moves that the vote by which the bill passed its third reading be reconsidered and this motion carries.

Representative Church moves that the vote by which the bill passed its second reading be reconsidered and this motion carries.

Representative Church offers Amendment No. 2 which is adopted by electronic vote (82-0). The amendment is ruled to be material, thus constituting the first reading of the bill.

The bill is placed on the Calendar for June 27 for its second roll call reading.

Representative Diamont moves that the vote by which H. B. 861, A BILL TO BE

ENTITLED AN ACT TO MANDATE LOCAL BOARDS OF EDUCATION TO REGULATE THE USE OF CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS, failed to pass its third reading, be reconsidered.

Representative Diamont calls the previous question on the motion and the call is sustained.

The motion to reconsider the vote by which the bill failed to pass its third reading carries by electronic vote (68-35).

On motion of Representative Colton, the bill is withdrawn from the Calendar and re-referred to the Committee on Children and Youth.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 796, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SPECIAL FUELS TAX EXEMPTION FOR METHANOL AND TO PROVIDE FOR THE COLLECTION OF THE MOTOR FUEL INSPECTION FEE ON LIQUID FUELS THAT ARE NOT PETROLEUM-BASED, is read the first time and is referred to the Committee on Finance.

Senate Committee Substitute for H. J. R. 1034, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM ATTMORE AND REQUESTING THE CONVENING OF THE 1987 GENERAL ASSEMBLY IN THE TOWN OF TARBORO IN HONOR OF THE TWO HUNDREDTH ANNIVERSARY OF THE 1787 GENERAL ASSEMBLY SESSION MEETING IN TARBORO, is returned for concurrence in Senate committee substitute and is referred to the Committee on Rules and Operation of the House.

H. B. 1320, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 131C GOVERNING THE SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES, is returned for concurrence in Senate amendment and is placed on the Calendar for June 27.

S. B. 742, A BILL TO BE ENTITLED AN ACT TO CLARIFY SCHOOL BOARD LIABILITY INSURANCE COVERAGE, is read the first time and is referred to the Committee on Judiciary No. 3.

S. B. 822, A BILL TO BE ENTITLED AN ACT TO HOLD BOTH LICENSED AND UNLICENSED SUPPLIERS OF SPECIAL FUEL LIABLE FOR NON-TAX-PAID FUEL SOLD OR DELIVERED TO UNLICENSED PERSONS FOR HIGHWAY USE, is read the first time and is referred to the Committee on Finance.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 94, AN ACT TO FURTHER DEFINE THE APPROPRIATE POLITICAL ACTIVITY OF STATE EMPLOYEES.

H. B. 372, AN ACT TO AMEND G. S. 130A-5 TO AUTHORIZE THE SECRETARY TO REVIEW AND EXAMINE PRIVILEGED PATIENT MEDICAL RECORDS AND TO DECLARE ALL PRIVILEGED PATIENT MEDICAL RECORDS IN THE

POSSESSION OF THE DEPARTMENT OF HUMAN RESOURCES AND LOCAL HEALTH DEPARTMENTS TO BE CONFIDENTIAL.

H. B. 523, AN ACT TO PROHIBIT THE DISCHARGE OF FIREARMS FROM PUBLIC ROADS IN GREENE AND NASH COUNTIES.

H. B. 837, AN ACT TO MAKE FURTHER TECHNICAL CHANGES IN THE ELECTION LAWS.

H. B. 989, AN ACT TO PROVIDE FOR SINGLE AUDIT IMPLEMENTATION FOR LOCAL GOVERNMENTS.

H. B. 1074, AN ACT TO CLARIFY AND IMPROVE THE PROCEDURES TO COLLECT RESTITUTION FROM CRIMINAL DEFENDANTS AND MAKE OTHER TECHNICAL CHANGES.

H. B. 1047, AN ACT TO PROVIDE FOR CHECKING ACCOUNTS OF THE CLERKS OF SUPERIOR COURT AND FOR FEES FOR THE HANDLING OF FUNDS BY THE CLERKS OF SUPERIOR COURT.

H. B. 1110, AN ACT TO LICENSE THE PROPAGATION OF FURBEARERS AND FOXES IN CAPTIVITY AND THE SALE OF THE PELTS THEREOF FOR USE AS FUR.

S. B. 701, AN ACT TO MAKE UNLAWFUL THE IMPERSONATION OF CITY, COUNTY OR STATE EMPLOYEES.

S. B. 714, AN ACT CREATING THE OFFENSE OF DUMPING LITTER ON PRIVATE PROPERTY.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Bumgardner for the Committee on Public Utilities:

H. B. 1093, A BILL TO BE ENTITLED AN ACT TO SET LIMITATIONS ON TEMPORARY RATE INCREASES AND TO SET THE INTEREST TO BE PAID ON REFUNDS, with a favorable report, as amended.

H. B. 1209, A BILL TO BE ENTITLED AN ACT TO PERMIT THE PROVISION OF TELEPHONE SERVICE BY ENTITIES OTHER THAN THE CERTIFICATED TELEPHONE COMPANY BY COIN, COINLESS, OR KEY-OPERATED PAY TELEPHONES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for June 28. The original bill is placed on the Unfavorable Calendar.

H. B. 1225, A BILL TO BE ENTITLED AN ACT TO MAKE IT CLEAR THAT THE PUBLIC UTILITIES TO BE REGULATED BY THE NORTH CAROLINA UTILITIES COMMISSION DO NOT INCLUDE COIN TELEPHONE SERVICE, with an indefinite postponement report.

By Representative Barnes for the Committee on Corrections:

H. B. 1234, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH

CAROLINA CORRECTIONAL FACILITIES CONSTRUCTION AUTHORITY UNDER THE DEPARTMENT OF CORRECTION, with an unfavorable report as to bill, but without prejudice as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

H. B. 534, A BILL TO BE ENTITLED AN ACT TO MODIFY COURT COSTS.

On motion of Representative Hunter, the House concurs in the Senate amendment, by electronic vote (94-0), and the bill is ordered enrolled.

Committee Substitute for S. B. 259, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL MATTERS IN IREDELL COUNTY AND THE CITY OF STATESVILLE, INCLUDING THE DISTRICTING OF THE CITY COUNCIL, COLLECTION OF TAXES, AND OCCUPANCY TAX, STATESVILLE SCHOOL ELECTIONS, AND A CIVIL CENTER AUTHORITY.

On motion of Representative Walker, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Redwine, Rhodes, Rhyne, Richardson, Sparrow, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wiser, Wood, C. Woodard, and Wright — 91.

Voting in the negative: Representatives Brubaker, Huffman, and Ligon — 3.

Excused absences: Representatives Hughes, Locks, and Quinn — 3.

Committee Substitute No. 2 for H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND COMPLY WITH MINIMUM MINORITY AND WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS.

On motion of Representative Kennedy, pending Amendment No. 1 is adopted.

Representative Michaux offers Amendment No. 2 which is adopted by electronic vote (59-36).

Representative Rhodes offers Amendment No. 3.

On motion of Representative Pulley, seconded by Representative Fitch, Amendment No. 3 is tabled by electronic vote (73-30).

Representative Kennedy calls the previous question on the passage of the bill and the call is sustained by electronic vote (73-31).

The bill, as amended, passes its second reading by electronic vote (61-44).

Representative Mothershead objects to the third reading. The bill remains on the Calendar.

Representative Kennedy moves that the rules be suspended in order for the bill to be read a third time.

Representative Kennedy withdraws the motion to suspend the rules.

The bill remains on the Calendar.

H. B. 1404, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EMPLOYMENT OF PROBATIONARY TEACHERS BY THE WESTERN ROCKINGHAM CITY BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 1082, A BILL TO BE ENTITLED AN ACT TO ALLOW A BOND TO RELEASE A POSSESSORY LIEN AND TO ALLOW A SPECIAL PROCEEDING FOR DISPOSAL OF ABANDONED MOTOR VEHICLES SUBJECT TO SUCH LIENS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Brannan, Bumgardner, Chapin, Church, Clark, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Fitch, Fussell, Gist, Greenwood, Hackney, M. Hall, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Lilley, Lineberry, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Noles, Payne, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Stamey, Tyndall, Tyson, E. Warren, R. Warren, Watkins, Wiser, Wood, B. Woodard, and Wright — 72.

Voting in the negative: Representatives Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Cochrane, Cole, DeVane, Gardner, Hasty, Hege, Huffman, Ligon, Lutz, Owens, Privette, Rhyne, Robinson, Tallent, Walker, Windley, and C. Woodard — 24.

Excused absences: Representatives Hughes, Locks, and Quinn — 3.

Committee Substitute for H. B. 977, A BILL TO BE ENTITLED AN ACT TO REFORM THE LAWS REGULATING COMMON CARRIERS OF PASSENGERS BY MOTOR VEHICLE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker,

Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Fitch, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Noles, Owens, Payne, Pool, Privette, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 93.

Voting in the negative: Representatives Huffman and Redwine — 2.

Excused absences: Representatives Hughes, Locks, and Quinn — 3.

On motion of Representative Miller, the bill is sent to the Senate by Special Message.

H. B. 1380, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PENSION AND RETIREMENT BENEFITS FOR LOCAL LAW OFFICERS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, L. Etheridge, Fitch, Fussell, Gardner, Greenwood, Hackney, Hasty, Hauser, Hege, Hightower, Holt, Hudson, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Noles, Owens, Pool, Privette, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 90.

Voting in the negative: Representative Decker.

Excused absences: Representatives Hughes, Locks, and Quinn — 3.

House Committee Substitute for Senate Committee Substitute for S. B. 58, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA.

On motion of Representative Barker, consideration of the bill is postponed until June 28.

Committee Substitute for H. B. 127, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO DISQUALIFY ELECTED OFFICIALS FOR LIBELOUS OR SLANDEROUS CAMPAIGN STATEMENTS.

On motion of Representative Jones, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 2.

Committee Substitute for H. B. 1312, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXCLUSION FOR RESIDENCES OWNED BY DISABLED VETERANS TO INCLUDE THE RESIDENCES OF ALL VETERANS

WHO ARE RATED AS ONE HUNDRED PERCENT PERMANENTLY UNEMPLOYABLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Cromer, Decker, DeVane, Diamont, Duncan, Enloe, Esposito, Bob Etheridge, L. Etheridge, Fitch, Fletcher, Foster, Gardner, Gist, Hackney, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Owens, Pool, Privette, Pulley, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 94.

Voting in the negative: None.

Excused absences: Representatives Hughes, Locks, Nye, and Quinn — 4.

Committee Substitute for S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, IN FULL OR IN PART, INVENTORIES OF MANUFACTURERS, WHOLESALERS, AND RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY.

On motion of Representative Lancaster, consideration of the bill is postponed until July 3.

S. B. 464, A BILL TO BE ENTITLED AN ACT RELATING TO COSMETIC ARTS.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Barnes, Barnhill, Beard, Blue, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Hackney, A. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lineberry, Lutz, McLaughlin, Mavretic, Michaux, Murphy, Noles, Owens, Payne, Privette, Pulley, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, and C. Woodard — 84.

Voting in the negative: Representatives Cromer and Hege — 2.

Excused absences: Representatives Hughes, Locks, Nye, and Quinn — 4.

S. B. 740, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ALTERNATE PROCEDURE FOR HOLDING GOOD FAITH DEPOSITS WITH THE STATE TREASURER, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance,

Barnes, Barnhill, Beard, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Clark, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Edwards, Enloe, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Hackney, A. Hall, Hasty, Hauser, Hege, Hightower, Holt, Hudson, Huffman, Hunter, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyson, Walker, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 88.

Voting in the negative: None.

Excused absences: Representatives Hughes, Locks, Nye, and Quinn — 4.

Committee Substitute for H. B. 1171, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE OBSCENITY LAWS OF THIS STATE AND THE ENFORCEMENT OF THESE LAWS, TO PROTECT MINORS FROM HARMFUL MATERIAL THAT DOES NOT RISE TO THE LEVEL OF OBSCENITY, AND TO STOP THE SEXUAL EXPLOITATION AND PROSTITUTION OF MINORS.

Representative Miller offers Amendment No. 2.

On motion of Representative Wright, seconded by Representative C. Woodard, Amendment No. 2 is tabled by electronic vote (70-32).

The bill passes its third reading, by electronic vote (97-3), and is ordered sent to the Senate.

Committee Substitute for H. B. 882, A BILL TO BE ENTITLED AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS.

The bill, as amended, passes its third reading, by electronic vote (83-11), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 238, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SEPARATION AGREEMENTS AND CERTAIN COURT ORDERS SHALL BE REVIVED AFTER ATTEMPTED RECONCILIATION, passes its third reading, by electronic vote (74-18), and is ordered sent to the Senate.

Committee Substitute for H. B. 554, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS AND DUTIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS.

On motion of Representative J. W. Crawford, consideration of the bill is postponed until June 28 by electronic vote (59-35).

Committee Substitute for H. B. 1003, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE INSPECTIONS OF ABC LICENSED PREMISES BY LOCAL LAW ENFORCEMENT OFFICERS.

On motion Representative Diamont, consideration of the bill is postponed until June 27.

Committee Substitute for H. B. 806, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE LOCAL HEALTH DIRECTOR MAY ALLOW THE CONFINEMENT OF A LEGALLY VACCINATED AND RESTRAINED DOG OR CAT

THAT BITES A PERSON ON THE OWNER'S PROPERTY FOR 10 DAYS, passes its second reading, by electronic vote (80-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 1160, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT JUDICIAL CONTEMPT SHALL NOT APPLY WHEN A JUDICIAL ORDER IS STAYED, passes its second reading, by electronic vote (80-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 997, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EXPUNGEMENT OF RECORDS OF FIRST OFFENDERS ONLY WHEN CHARGES ARE DISMISSED OR THERE ARE FINDINGS OF NOT GUILTY.

Representative McDowell offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (68-13), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 761, A BILL TO BE ENTITLED AN ACT TO APPORTION THE FEDERAL ESTATE TAX BURDEN AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (81-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1063, A BILL TO BE ENTITLED AN ACT TO GRANT PARITY WITH FEDERALLY CHARTERED SAVINGS AND LOAN ASSOCIATIONS BY PERMITTING STATE CHARTERED SAVINGS AND LOAN ASSOCIATIONS TO CALL THEMSELVES SAVINGS BANKS, passes its second reading, by electronic vote (81-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 908, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATUTES RELATING TO A SURVIVING SPOUSE'S RIGHT TO DISSENT FROM THE WILL OF THE DECEASED SPOUSE AND TO PROVIDE FOR AN ELECTIVE SHARE OF AN ESTATE AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Representative Clark offers Amendment No. 1 which is adopted.

On motion of Representative Wright, seconded by Representative Diamont, the bill is tabled by electronic vote (66-27).

H. B. 1277, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DEATH PENALTY FOR PERSONS EIGHTEEN YEARS OF AGE OR YOUNGER.

Representative Ballance moves that Rule 20 (b) (1) be temporarily suspended in order that the vote on the second reading can be by voice vote. This motion fails.

Representative Ballance offers Amendment No. 1 which is adopted.

Representative Lancaster offers Amendment No. 2 which is adopted.

Representative Owens offers Amendment No. 3.

On motion of Representative Michaux, seconded by Representative Edwards, Amendment No. 3 is tabled by electronic vote (53-47).

Representative Ballance calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (58-47).

Representative Cochrane objects to the third reading. The bill remains on the Calendar.

The Speaker presiding.

H. J. R. 527, A JOINT RESOLUTION URGING NORTH CAROLINA CORPORATIONS TO END ALL FINANCIAL INVOLVEMENT WITH SOUTH AFRICA.

On motion of Representative Ballance, consideration of the resolution is postponed until June 27.

Committee Substitute for H. B. 170, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL REMEDIES FOR VIOLATIONS OF THE OPEN MEETINGS LAW.

Representative Mothershead requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Dawkins offers Amendment No. 1 which is adopted.

Representative C. Woodard offers Amendment No. 2 which is adopted.

Representative Lancaster offers Amendment No. 3.

On motion of Representative Miller, seconded by Representative Payne, Amendment No. 3 is tabled by electronic vote (55-47).

Representative Lancaster offers Amendment No. 4 which is adopted.

Representative Miller calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (87-15), and there being no objection is read a third time.

Representative Lancaster offers Amendment No. 5.

On motion of Representative Miller, seconded by Representative Fitch, Amendment No. 5 is tabled by electronic vote (57-47).

Representative Miller calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (94-14), and is ordered engrossed and sent to the Senate.

H. B. 955, A BILL TO BE ENTITLED AN ACT TO EXEMPT COIN-OPERATED LAUNDRIES FROM SALES TAX.

Representative Redwine requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Noles moves the adoption of Committee Amendment No. 1.

Representative Pulley moves that the pending amendment and bill be re-referred to the Committee on Finance.

Representative Pulley calls the previous question on the motion and the call is sustained.

The motion by Representative Pulley to re-refer the bill and pending amendment to the Committee on Finance fails by electronic vote (41-59).

Representative Bob Etheridge moves that the bill and pending amendment be re-referred to the Committee on Appropriations.

Representative Bob Etheridge calls the previous question on the motion and the call is sustained.

The motion by Representative Bob Etheridge to re-refer the bill and pending amendment to the Committee on Appropriations having resulted in a tie vote, the Speaker votes "aye" and the motion carries by electronic vote (52-51).

Now the question before the House is the motion by Representative Noles to adopt the pending Amendment No. 1.

On motion of Representative Nesbitt, seconded by Representative Blue, Amendment No. 1 is tabled by electronic vote (64-30).

The bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H. B. 1275, A BILL TO BE ENTITLED AN ACT TO REWRITE G. S. 15A-2000 (e) (6) TO PROVIDE FOR AN AGGRAVATING CIRCUMSTANCE IN A CAPITAL CASE BASED UPON THE DEFENDANT BEING HIRED OR PAID TO COMMIT THE CAPITAL FELONY.

On motion of Representative Ballance, consideration of the bill is postponed until June 28.

H. B. 905, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM REQUIRED AMOUNT OF FINANCIAL RESPONSIBILITY FOR AUTOMOBILE PROPERTY DAMAGE LIABILITY INSURANCE.

On motion of Representative Hudson, Committee Amendment No. 1 is adopted.

Representative Hudson calls the previous question on the passage of the bill and the call is sustained.

The bill, amended, passes its second reading, by electronic vote (89-4), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 807, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SMALL ESTATES PROCEDURE IF THERE IS A WILL.

On motion of Representative Lancaster, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1109, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF A DEPOSIT IN A JOINT BANK ACCOUNT RECEIVED FREE OF THE CLAIMS AGAINST THE DECEDENT BY A SURVIVING COTENANT WHO IS A CLASS A BENEFICIARY.

On motion of Representative Hightower, consideration of the bill is postponed until June 27.

Committee Substitute for H. B. 516, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 7A-517 TO PROHIBIT SEXUAL EXPLOITATION OF CHILDREN, passes its second reading, by electronic vote (94-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 621, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TIME REQUIREMENT LIMITATIONS FOR A PRIVATE PROTECTIVE LICENSE DO NOT APPLY TO THE TIME SPENT TEACHING POLICE SCIENCE SUBJECTS AT A POST-SECONDARY EDUCATIONAL INSTITUTION.

On motion of Representative Hightower, consideration of the bill is postponed until June 27.

On motion of Representative Lilley, seconded by Representative Bumgardner, the House adjourns to reconvene June 27 at 1:30 p.m.

ONE HUNDRED THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, June 27, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Lilley.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Duncan for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Beall for the Committee on Election Laws:

H. B. 1295, A BILL TO BE ENTITLED AN ACT RELATING TO PROCEDURES FOR FILLING VACANCIES IN ELECTIVE OFFFICES IN THE STATE, with a favorable report, as amended.

On motion of Representative Beall, the rules are suspended and the bill is placed on today's Calendar as a Special Order of Business.

S. B. 616, A BILL TO BE ENTITLED AN ACT TO REQUIRE A PERSON TO RESIGN FROM STATE OR LOCAL OFFICE IF HE OR SHE SEEKS ANOTHER PUBLIC OFFICE THE TERM OF WHICH RUNS CONCURRENTLY WITH THAT OF THE OFFICE HE IS HOLDING, with a favorable report.

On motion of Representative Beall, the rules are suspended and the bill is placed on the Calendar for July 2.

By Representative Barbee for the Committee on Transportation:

S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 1206, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DOUBLE PAYMENT OF FEES ON FORECLOSURE OF REAL PROPERTY, with a favorable report.

S. B. 742, A BILL TO BE ENTITLED AN ACT TO CLARIFY SCHOOL BOARD LIABILITY INSURANCE COVERAGE, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 1408, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF DUPLIN AND JONES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES, with a favorable report.

Committee Substitute for S. B. 459, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF THE GREENSBORO-HIGH POINT AIRPORT AUTHORITY MEMBERSHIP BY TWO, with an unfavorable report as to Senate committee substitute bill, favorable report as to House committee substitute bill, which changes the title.

The House committee substitute bill is placed on the Calendar for July 1. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Quinn for the Committee on Finance:

H. B. 215, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CURRITUCK COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN CURRITUCK COUNTY, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for July 1. The original bill is placed on the Unfavorable Calendar.

H. B. 479, A BILL TO BE ENTITLED AN ACT TO RATIFY THE BAILMENT SURCHARGE WHICH PAYS FOR THE OPERATING BUDGET OF ALCOHOL LAW ENFORCEMENT, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 842, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ADMINISTRATION OF THE PROPERTY TAX, with a favorable report, as amended.

Committee Substitute for H. B. 1010, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF PREFERENCE OR ADVANTAGE IN UTILITIES REGULATION AND TO PROVIDE A FRANCHISE TAX CREDIT, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2, which changes the title.

Committee Substitute Bill No. 2 is placed on the Calendar for July 1. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for H. B. 1100, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RADIATION TECHNOLOGY PRACTICE ACT, with a favorable report, as amended.

S. B. 374, A BILL TO BE ENTITLED AN ACT TO DISALLOW AS DEDUCTIONS INTEREST ON THE NORTH CAROLINA INHERITANCE TAX, THE FEDERAL ESTATE TAX, AND ON FUNDS BORROWED TO PAY SUCH TAXES, with a favorable report.

S. B. 548, A BILL TO BE ENTITLED AN ACT TO INCORPORATE TECHNICAL AMENDMENTS INTO THE PRIVATE PROTECTIVE SERVICES ACT, with a favorable report, as amended.

Committee Substitute for S. B. 691, A BILL TO BE ENTITLED AN ACT TO INCORPORATE CERTAIN CHANGES INTO THE ALARM SYSTEMS LICENSING ACT, with a favorable report.

S. B. 727, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REIMBURSEMENT TO THE DEPARTMENT OF REVENUE FOR EXPENSES INCURRED IN COLLECTING ASSESSMENTS ON PRIMARY FOREST PRODUCTS, with a favorable report.

Committee Substitute for S. B. 764, A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE PROPERTY TAX BURDEN, with a favorable report.

S. B. 796, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SPECIAL FUELS TAX EXEMPTION FOR METHANOL AND TO PROVIDE FOR THE COLLECTION OF THE MOTOR FUEL INSPECTION FEE ON LIQUID FUELS THAT ARE NOT PETROLEUM-BASED, with a favorable report.

S. B. 822, A BILL TO BE ENTITLED AN ACT TO HOLD BOTH LICENSED AND UNLICENSED SUPPLIERS OF SPECIAL FUEL LIABLE FOR NON-TAX-PAID FUEL SOLD OR DELIVERED TO UNLICENSED PERSONS FOR HIGHWAY USE, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 974, A BILL TO BE ENTITLED AN ACT TO ALLOW PAROLE HEARINGS FOR A PRISONER CONVICTED OF A CLASS A, B, C, OR D FELONY OR A SIMILAR FELONY TO BE CONDUCTED IN THE COUNTY IN WHICH THE PRISONER WAS CONVICTED, without prejudice and recommendation that the bill be re-referred to the Committee on Appropriations.

Committee Substitute for H. B. 1080, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN ANY PERSON DISTRIBUTES LISTS OF CANDIDATE ENDORSEMENTS OR MARKED SAMPLE BALLOTS AT A POLLING PLACE, THE NAME OF THE PERSON OR COMMITTEE RESPONSIBLE FOR DISTRIBUTION OF THE LIST MUST BE INDICATED, with an indefinite postponement report.

S. B. 349, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN MUNICIPALITIES TO EXCLUDE ONLY VOLUNTEER FIREMEN FROM OSHA COVERAGE, with a favorable report.

S. B. 416, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE RAPE SHIELD EVIDENCE RULE BY MAKING IT CLEAR THAT IT APPLIES TO ALL OFFENSES BEING TRIED AT THE SAME TIME AS THE RAPE OR SEX OFFENSE CHARGE, with a favorable report.

S. B. 420, A BILL TO BE ENTITLED AN ACT CREATING THE CRIMINAL OFFENSE OF FELONIOUS RESTRAINT, with a favorable report.

Representative Pulley moves, seconded by Representative Chapin, that the vote by which H. B. 955, A BILL TO BE ENTITLED AN ACT TO EXEMPT COIN-OPERATED LAUNDRIES FROM SALES TAX, was re-referred to the Committee on Appropriations be reconsidered and that this motion do lie upon the table. This motion carries by electronic vote (53-42).

By Representative Wright for the Committee on Judiciary No. 2:

Committee Substitute for S. B. 270, A BILL TO BE ENTITLED AN ACT TO MAKE CLEAR THAT REQUESTS FOR ADMISSIONS MUST BE FILED WITH THE CLERK OF COURT, with a favorable report.

S. B. 440, A BILL TO BE ENTITLED AN ACT AUTHORIZING LAW ENFORCEMENT OFFICERS TO ARREST, WITHOUT WARRANTS, PERSONS SUSPECTED OF SHOPLIFTING OR SWITCHING PRICE TAGS, with a favorable report.

S. B. 507, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION, with a favorable report.

S. B. 584, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INTEREST TO RUN ON WORKERS' COMPENSATION AWARDS IN CASES OF APPEALS, with an unfavorable report as to bill, favorable as to House committee substitute bill.

The House committee substitute bill is placed on the Calendar for July 1. The original bill is placed on the Unfavorable Calendar.

By Representative Hightower for the Committee on State Government:

H. B. 1022, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL AND OTHER AMENDMENTS TO THE PRACTICING PSYCHOLOGISTS' LICENSING ACT, with an unfavorable report as to bill, favorable as to committee substitute bill, and recommendation that the substitute bill be re-referred to the Committee on Finance.

The substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 216, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 12 OF

CHAPTER 54B RELATING TO DEPOSIT GUARANTY ASSOCIATIONS, with an indefinite postponement report.

S. B. 599, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 36A OF THE GENERAL STATUTES REGARDING INVESTMENTS IN SECURITIES BY BANKS OR TRUST COMPANIES, with a favorable report.

On motion of Representative Bob Etheridge, the rules are suspended and H. B. 829, A BILL TO BE ENTITLED AN ACT TO DETER ORGANIZED CRIMINAL ACTIVITY AND CONVERT THE VARIOUS PROPERTIES AND PROPERTY RIGHTS EMPLOYED THEREIN TO PUBLIC PURPOSES BY IMPOSING CIVIL SANCTIONS ON RACKETEER-INFLUENCED AND CORRUPT ORGANIZATIONS, is withdrawn from the Committee on Appropriations and placed on the Calendar for June 28.

On motion of Representative Bob Etheridge, the rules are suspended and H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE THE RAILROAD NEGOTIATING COMMISSION, is withdrawn from the Committee on Appropriations and placed on the Calendar for June 28.

Representative Colton sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

H. B. 693

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 693, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TAKING BEAR WITH BAIT, as amended by Senate Amendments Nos. 1 and 2 adopted on June 20, 1985, wish to report as follow: that the Senate recede from its amendments and that the bill be amended:

on page 1, line 2, by rewriting that line to read "AN ACT TO PROHIBIT TAKING BEAR AND WILD BOAR AND TO ESTABLISH A PENALTY FOR TAKING BALD AND GOLDEN EAGLES.";

on page 1, line 10 and on page 1, line 16, by inserting the words "or wild boar after the word "bear" where it appears; and

on page 1, lines 19 and 20, by rewriting those lines to read:

"Sec. 3. G. S. 113-294 is amended by adding a new subsection '(1)' to read:

'(1) Any person who unlawfully takes, possesses, transports, sells or buys any bald eagle or golden eagle, alive or dead, or any part, nest or egg of a bald eagle or golden eagle is guilty of a misdemeanor. Unless a greater penalty is prescribed for the offense in question, any person convicted under this subsection is punishable by a fine of not more than one thousand dollars ($1,000.00), or imprisonment of not more that one year, or both.'

Sec. 4. This act shall become effective October 1, 1985."

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 26th day of June, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ JOSEPH E. THOMAS	S/ MARIE W. COLTON
S/ R. P. THOMAS	S/ EDD NYE
S/ THOMAS F. TAFT	S/ WENDELL H. MURPHY

The Conference Report is adopted, by electronic vote (93-0), and the Senate is so notified by Special Message.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Nye, Lancaster, Murphy, and C. Woodard:

H. B. 1407, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SOUTHEASTERN BUSINESS AND PROFESSIONAL LEAGUE FOR THE OPERATING EXPENSES OF A MINORITY BUSINESS DEVELOPMENT CENTER, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 587, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT BY A CITY TO TAX-PAYERS OF A FIRE DISTRICT WHEN A CITY ANNEXES TERRITORY IN THE FIRE DISTRICT DURING THE FISCAL YEAR, is read the first time and is referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

H. B. 1320, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 131C GOVERNING THE SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES.

On motion of Representative DeVane, the House concurs in the Senate amendment, by electronic vote (92-0), and the bill is ordered enrolled.

Committee Substitute for S. B. 259, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL MATTERS IN IREDELL COUNTY AND THE CITY OF STATESVILLE, INCLUDING THE DISTRICTING OF THE CITY COUNCIL, COLLECTION OF TAXES, AN OCCUPANCY TAX, STATESVILLE SCHOOL ELECTIONS, AND A CIVIC CENTER AUTHORITY.

The bill, amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Easterling, Edwards, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin,

Mavretic, Michaux, Mothershead, Murphy, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, Wiser, Wood, B. Woodard, and Wright — 85.

Voting in the negative: Representatives Huffman and Ligon — 2.

Excused absences: Representative Duncan.

Committee Substitute for H. B. 620, A BILL TO BE ENTITLED AN ACT TO ALLOW A PROCEDURE FOR EXTENSION OF AND ASSESSMENT FOR WATER LINES INTO DEVELOPED SUBDIVISIONS IN BRUNSWICK COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Murphy, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representative Duncan.

Committee Substitute No. 2 for H. B. 565, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND COMPLY WITH MINIMUM MINORITY AND WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS.

Representative Kennedy calls the previous question on the passage of the bill and the call is sustained by electronic vote (59-44).

Representative Brawley calls for the "ayes" and "noes", and the call is sustained.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Brannan, Brinkley, Colton, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Greenwood, Hackney, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Hughes, Hunter, James, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Lilley, Locks, Lutz, McAlister, Michaux, Nesbitt, Owens, Pool, Pulley, Quinn, Redwine, Richardson, Stamey, Tyndall, Tyson, E. Warren, Wiser, B. Woodard, and Wright — 59.

Voting in the negative: Representatives Allran, Beard, Boyd, Brawley, Brown, Brubaker, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Craven, Cromer, Decker, Esposito, L. Etheridge, Foster, Gardner, M. Hall, Hege, Holmes, Huffman, Hurst, Justus, Ligon, Lineberry, Noles, Privette, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Tallent, Walker, R. Warren, Wicker, Windley, and Wood — 41.

Excused absences: Representative Duncan.

H. B. 1406, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF SUNSET BEACH, BRUNSWICK COUNTY, TO ASSESS FOR NAVIGATION PROJECTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 584, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF SEVEN DEVILS TO HOLD AN ELECTION ON THE SALE ON MALT BEVERAGES AND UNFORTIFIED WINE.

On motion of Representative Diamont, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Hightower for the Committee on State Government:

H. B. 578, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE ESTABLISHMENT OF AN ELEVATOR AND AMUSEMENT DEVICE DIVISION IN THE DEPARTMENT OF LABOR AND TO SET OUT THE POWERS AND DUTIES OF THE COMMISSIONER OF LABOR DEALING WITH THE REGULATION OF ELEVATORS, AMUSEMENT DEVICES AND RELATED EQUIPMENT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for July 1. The original bill is placed on the Unfavorable Calendar.

By Representative B. Woodard for the Committee on Human Resources:

S. B. 645, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF COMMERCIAL WATER TREATMENT OPERATION FIRMS, with a favorable report.

Representative Pulley sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

Committee Substitute for S. B. 393

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to reslove the differences arising between the Senate and the House of Representatives on Committee Substitute for Senate Bill 393, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE JURISDICTION OF GRAND JURIES, wish to report as follows: the Senate concurs in House Amendment No. 1 with the following change:

delete the last three lines of House Amendment No. 1 and substitute the following:

"and further moves to amend the bill on page 1, line 12, by rewriting that line to read:

'Sec. 2. This act does not apply to pending prosections.' "

And the House agrees to the same.

To this end, the conferees recommend that the Senate and the House of Representatives adopt the foregoing report.

This the 27th day of June, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ THOMAS TAFT	S/ PAUL PULLEY
S/ WILLIAM STATON	S/ ROBERT HUNTER
S/ JOE JOHNSON	S/ CHARLES EVANS

The Conference Report is adopted by electronic vote (91-0) and the Senate is so notified by Special Message.

CALENDAR (continued)

Committee Substitute for H. B. 1312, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROPERTY TAX EXCLUSION FOR RESIDENCES OWNED BY DISABLED VETERANS TO INCLUDE THE RESIDENCES OF ALL VETERANS WHO ARE RATED AS ONE HUNDRED PERCENT PERMANENTLY UNEMPLOYABLE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Easterling, Edwards, Enloe, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Pool, Privette, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 92.

Voting in the negative: None.

Excused absences: Representative Duncan.

S. B. 464, A BILL TO BE ENTITLED AN ACT RELATING TO COSMETIC ARTS.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Easterling, Edwards, Enloe, L. Etheridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson,

Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Privette, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 95.

Voting in the negative: Representatives Cromer and Hege — 2.

Excused absences: Representative Duncan.

S. B. 740, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ALTERNATE PROCEDURE FOR HOLDING GOOD FAITH DEPOSITS WITH THE STATE TREASURER, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Hudson, Huffman, Hughes, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Nesbitt, Nye, Pool, Privette, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Windley, Wood, B. Woodard, C. Woodard, and Wright — 97.

Voting in the negative: None.

Excused absences: Representative Duncan.

Committee Substitute for H. B. 1190, A BILL TO BE ENTITLED AN ACT TO ESTABLISH POLICIES TO PRESERVE FARMLAND.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted by electronic vote (101-0).

Representative Barnes offers Amendment No. 2 which is adopted by electronic vote (100-2).

Representative Barnes calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hunt, Hurst, James, Jeralds, Jones, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Miller, Murphy, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Rhodes,

Rhyne, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 96.

Voting in the negative: Representatives Anderson, Barbee, Brown, Decker, M. Hall, Holmes, Hughes, McAlister, Mothershead, Noles, Privette, Robinson, and Windley — 13.

Excused absences: Representative Duncan.

House Committee Substitute for S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITIES OF STANLY, IREDELL, NORTHAMPTON, MONTGOMERY, ANSON, BERTIE, HERTFORD AND GATES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES.

Representative Hauser offers Amendment No. 3 which is adopted by electronic vote (84-12).

Representative Murphy offers Amendment No. 4 which is adopted by electronic vote (89-1).

Amendments Nos. 3 and 4 are ruled to be material, thus constituting the first reading of the bill.

The bill is placed on the Calendar for June 28 for its second roll call reading.

H. B. 1277, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DEATH PENALTY FOR PERSONS EIGHTEEN YEARS OF AGE OR YOUNGER.

Representative Ballance calls the previous question on the passage of the bill.

Representative L. Etheridge moves that the call for the previous question be postponed indefinitely and this motion carries by electronic vote (58-50).

Representative Owens offers Amendment No. 4.

Representative Pulley moves that Amendment No. 4 and the bill be re-referred to the Committee on Judiciary No. 4.

Representative Pulley withdraws his motion.

Representative Owens calls the previous question on Amendment No. 4 and the call is sustained.

Amendment No. 4 is adopted by electronic vote (65-48).

On motion of Representative Hackney, the bill is withdrawn from the Calendar, engrossed and re-referred to the Committee on Appropriations by electronic vote (61-53).

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative McDowell for the Committee on Natural and Economic Resources:

H. B. 960, A BILL TO BE ENTITLED AN ACT TO PERMIT COUNTIES TO PROTECT NATURAL AND SCENIC FEATURES, with an indefinite postponement report.

S. B. 296, A BILL TO BE ENTITLED AN ACT TO EXTINGUISH ANCIENT MINERAL CLAIMS AND TO REQUIRE THE RECORDATION AND LISTING OF THESE CLAIMS FOR TAXATION, with a favorable report as amended.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 1321, A BILL TO BE ENTITLED AN ACT TO REGULATE BANK HOLDING COMPANIES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for July 1. The original bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Judiciary No. 2:

S. B. 574, A BILL TO BE ENTITLED AN ACT TO PERMIT VISITATION RIGHTS OF A BIOLOGICAL GRANDPARENT FOLLOWING ADOPTION OF THE GRANDCHILD BY A RELATIVE OR STEPPARENT, with a favorable report, as amended.

CALENDAR (continued)

Representative Hunt, Speaker Pro Tempore, presiding.

H. B. 1295, A BILL TO BE ENTITLED AN ACT RELATING TO PROCEDURES FOR FILLING VACANCIES IN ELECTIVE OFFICES IN THE STATE.

Representative Watkins calls the previous question on the pending committee amendment and the call is sustained.

On motion of Representative Beall, Committee Amendment No. 1 is adopted by electronic vote (68-32).

Representative Beall calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (66-37).

Representative Mothershead objects to the third reading. The bill remains on the Calendar.

Representative Beall moves that the rules be suspended in order for the bill to be read a third time. This motion fails by electronic vote (69-36). The Chair rules this is not a two-thirds majority vote. The bill remains on the Calendar.

H. B. 1216, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A DRIVER MUST STOP HIS MOTOR VEHICLE ON A ROADWAY OF FOUR OR MORE LANES WHEN APPROACHING OR NEAR A SCHOOL BUS, fails to pass its second reading by electronic vote (30-56).

H. B. 1337, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN GUARDIAN SALES.

On motion of Representative Wright, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (77-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading, by electronic vote (82-0), and is ordered engrossed and sent to the Senate.

H. B. 1195, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DEPICTION OF THE GREAT SEAL OF NORTH CAROLINA ON THE OFFICIAL LICENSE PLATES OF GENERAL ASSEMBLY MEMBERS.

Representative Blue offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (86-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 551, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS TO HOLD SPECIAL MEETINGS OUTSIDE OF MECKLENBURG COUNTY, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title and changes the bill from a local bill to a public bill.

The substitute bill is placed on the Calendar for July 1. The original bill is placed on the Unfavorable Calendar.

H. B. 604, A BILL TO BE ENTITLED AN ACT TO GIVE THE BOARD OF COMMISSIONERS ADDITIONAL FLEXIBILITY TO REORGANIZE COUNTY GOVERNMENT IN CERTAIN CIRCUMSTANCES, with a favorable report, as amended.

On motion of Representative Easterling, the rules are suspended and the bill is placed on the Calendar for July 2.

Committee Substitute No. 1 for H. B. 658, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER IV OF THE CHARTER OF THE CITY OF GREENSBORO RELATING TO MINORITY AND WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS IN CONTRACT SPECIFICATIONS, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2.

Committee Substitute Bill No. 2 is placed on the Calendar for July 1. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

CALENDAR (continued)

Committee Substitute for H. B. 1094, A BILL TO BE ENTITLED AN ACT ADDING "PHONICS READING" MATERIALS TO THE TEXTBOOK LIST ADOPTED BY THE STATE BOARD OF EDUCATION FOR THE SCHOOLS OF NORTH CAROLINA.

On motion of Representative C. Woodard, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Committee Substitute No. 2 for H. B. 1294, A BILL TO BE ENTITLED AN ACT TO PREVENT FELONS FROM PROFITING FROM THEIR STORIES AND OTHER

ACCOUNTS OF THEIR CRIMES BY REQUIRING THAT THE PROCEEDS OF THEIR STORIES BE USED TO COMPENSATE THE VICTIMS OF THE CRIMES.

On motion of Representative Lancaster, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 3.

Committee Substitute for H. B. 1021, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 153A-77.

Representative Blue moves that the bill be withdrawn from today's Calendar and placed on the Calendar for July 2.

Representative Blue calls the previous question on the motion and the call is sustained.

The motion by Representative Blue to place the bill on the Calendar for July 2 carries.

Committee Substitute No. 2 for H. B. 1346, A BILL TO BE ENTITLED AN ACT TO ALLOW TAXPAYERS TO CONTRIBUTE TO THE STATE ABORTION FUND WHEN FILING THEIR INCOME TAX RETURNS, AND TO PROVIDE THAT NO STATE FUNDS MAY BE APPROPRIATED FOR THE STATE ABORTION FUND.

On motion of Representative Lancaster, the bill is temporarily displaced.

Committee Substitute for H. B. 688, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA RATE BUREAU, TO REQUIRE OPEN MEETINGS, AND TO REQUIRE ANNUAL REPORTS TO THE GENERAL ASSEMBLY.

Representative Bruce Ethridge offers Amendment No. 1 which is adopted by electronic vote (54-26).

Representative Hightower calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (61-24), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute No. 2 for H. B. 1340, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPERSONATION OF A LAW ENFORCEMENT OFFICER.

Representative Hackney offers Amendment No. 1.

Representative Colton moves that the amendment do lie upon the table. The motion fails for the lack of a second.

Amendment No. 1 fails of adoption by electronic vote (29-56).

The bill passes its second reading, by electronic vote (84-9), and there being no objection is read a third time.

Representative Colton calls the previous question on the passage of the bill and the call is sustained.

The bill passes its third reading by electronic vote (71-21). The Chair rules this is a two-thirds majority vote. The bill is ordered sent to the Senate.

H. B. 188, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ANNUAL

INCOME TAX EXCLUSION FOR FEDERAL CIVIL SERVICE AND MILITARY RETIREMENT PAY AND TO ESTABLISH A GRADUATED EXCLUSION FOR THIS PAY.

Representative Bumgardner, Enloe, and Richardson request that they be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Jeralds offers Amendment No. 1 which is adopted.

Representative Jeralds calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (89-5), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 35, A BILL TO BE ENTITLED AN ACT TO ADD SAFETY BELTS TO THE ITEMS SUBJECT TO THE ANNUAL SAFETY INSPECTION.

On motion of Representative Fussell, the bill and pending amendment are withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H. B. 48, A BILL TO BE ENTITLED AN ACT TO MAKE WINDSHIELDS SUBJECT TO THE ANNUAL SAFETY INSPECTION.

On motion of Representative Fussell, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H. B. 1093, A BILL TO BE ENTITLED AN ACT TO SET LIMITATIONS ON TEMPORARY RATE INCREASES AND TO SET THE INTEREST TO BE PAID ON REFUNDS.

On motion of Representative C. Woodard, consideration of the bill is postponed until July 2.

The Speaker presiding.

Committee Substitute for H. B. 1109, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF A DEPOSIT IN A JOINT BANK ACCOUNT RECEIVED FREE OF THE CLAIMS AGAINST THE DECEDENT BY A SURVIVING COTENANT WHO IS A CLASS A BENEFICIARY.

On motion of Representative Pulley, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 4.

Committee Substitute for H. B. 1003, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE INSPECTIONS OF ABC LICENSED PREMISES BY LOCAL LAW ENFORCEMENT OFFICERS.

Representative Diamont offers Amendment No. 1 which adopted.

Representative Diamont calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (68-28).

Representative Hudson objects to the third reading. The bill remains on the Calendar.

H. J. R. 527, A JOINT RESOLUTION URGING NORTH CAROLINA CORPORATIONS TO END ALL FINANCIAL INVOLVEMENT WITH SOUTH AFRICA.

On motion of Representative Locks, Committee Amendment No. 1 is adopted. This amendment changes the Joint Resolution to a House Resolution.

Representative Locks offers Amendment No. 2 which is adopted.

Representative Locks calls the previous question on the passage of the resolution and the call is sustained.

The House Resolution is adopted by electronic vote (68-30).

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 1, AN ACT TO MAKE APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENT, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

S. B. 2, AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES.

H. B. 534, AN ACT TO MODIFY COURT COSTS.

S. B. 32, AN ACT TO PERMIT ENFORCEMENT OF ALIMONY JUDGEMENTS WHILE ON APPEAL.

S. B. 605, AN ACT TO PERMIT MATERNITY LEAVE FOR INMATES.

H. B. 471, AN ACT TO IMPROVE THE SYSTEM OF LICENSING AND REGULATING INSURANCE AGENTS, BROKERS, ADJUSTERS, AND MOTOR VEHICLE DAMAGE APPRAISERS.

H. B. 651, AN ACT TO AUTHORIZE THE BOARD OF COUNTY COMMISSIONERS OF GUILFORD COUNTY TO ASSIGN THE AUTHORITY FOR THE REZONING OF PROPERTY TO A DESIGNATED PLANNING AGENCY.

H. B. 724, AN ACT RELATING TO CONFIDENTIALITY OF LIBRARY USER RECORDS.

H. B. 1008, AN ACT TO AMEND THE NORTH CAROLINA MANUFACTURED HOUSING BOARD ACT AND TO MAKE THE TERMINOLOGY REGARDING MANUFACTURED HOUSING CONSISTENT THROUGHOUT THE GENERAL STATUTES.

H. B. 1031, AN ACT TO PROVIDE THAT A DIVORCED WOMAN MAY RESUME THE SURNAME OF A PRIOR LIVING HUSBAND IF SHE HAS CHILDREN WHO HAVE THAT HUSBAND'S SURNAME.

H. B. 1036, AN ACT TO CLARIFY THE PURCHASE OF LIABILITY INSURANCE BY BOARDS OF TRUSTEES IN THE COMMUNITY COLLEGE SYSTEM.

H. B. 1215, AN ACT TO DEFINE KEROSENE IN ACCORDANCE WITH STANDARDS ADOPTED BY THE GASOLINE AND OIL INSPECTION BOARD.

H. B. 1223, AN ACT CLARIFYING THAT ALL SPECIES OF MARIJUANA ARE INCLUDED IN THE SCHEDULE OF CONTROLLED SUBSTANCES.

H. B. 1367, AN ACT TO PROVIDE FOR A SPECIAL ELECTION IN THE CITY OF FAYETTEVILLE TO CONDUCT MUNICIPAL ELECTIONS.

H. B. 1374, AN ACT TO ALLOW THE CITY OF LENOIR TO PRIVATELY NEGOTIATE A LEASE OF THE OLD LENOIR HIGH SCHOOL.

H. B. 1392, AN ACT TO PROVIDE FOR THE COMPOSITION AND MANNER OF ELECTION OF THE CUMBERLAND COUNTY BOARD OF EDUCATION.

H. B. 1397, AN ACT TO AMEND CHAPTER 2 OF THE SESSION LAWS OF 1985 TO PROVIDE FOR THE APPOINTMENT OF THREE ADDITIONAL MEMBERS TO THE INTERIM BOARD AND SUBSEQUENT TO JULY 1, 1986, TO THE PITT COUNTY BOARD OF EDUCATION.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 1130, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN A PIPELINE COMPANY CONDEMNS PROPERTY IT MUST CONDEMN THAT PROPERTY THAT WOULD REMAIN AND BE UNUSABLE DUE TO BUILDING RESTRICTIONS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for July 1. The original bill is placed on the Unfavorable Calendar.

H. B. 976, A BILL TO ENTITLED AN ACT CONCERNING THE STATUTES RELATING TO THE OPERATION OF BINGO GAMES; TO DELETE THE AMENDMENT TO THE APPROPRIATION BILL PASSED ON JULY 22, 1983, AND TO ENSURE FAIRNESS AND PUBLIC PARTICIPATION, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for July 1. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Lilley, seconded by Representative Easterling, the House adjourns to reconvene June 28 at 10:00 a.m.

ONE HUNDRED FOURTH DAY

HOUSE OF REPRESENTATIVES
Friday, June 28, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beall and Brubaker for today.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 458, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROCESS LOCAL FAIR HOUSING COMPLAINTS, is returned for concurrence in Senate amendment and is placed on the Calendar for July 1.

H. B. 1066, A BILL TO BE ENTITLED AN ACT TO REPEAL THE AUTHORIZATION OF LOCAL SCHOOL BOARDS TO ALLOW CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE ON ANY PROPERTY OWNED OR LEASED BY LOCAL BOARDS OF EDUCATION, is returned for concurrence in Senate amendment and is placed on the Calendar for July 1.

H. B. 1240, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TIME FOR POSTING NOTICE OF SALE AND TO VALIDATE CERTAIN FORECLOSURE SALES THAT DID NOT COMPLY WITH POSTING REQUIREMENTS, is returned for concurrence in Senate amendment and is placed on the Calendar for July 1.

H. B. 573, A BILL TO BE ENTITLED AN ACT TO EXPAND THE EXTRATERRITORIAL PLANNING JURISDICTION OF THE TOWN OF KNIGHTDALE, AND TO EXPAND THE LIMIT ON SATELLITE ANNEXATIONS BY THAT TOWN, is returned for concurrence in Senate amendment and is place on the Calendar for July 1.

S. B. 707, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A PROCEDURE FOR UNITS OF GOVERNMENT TO BORROW MONEY UP TO ONE-HALF PERCENT OF THE APPRAISED VALUE OF PROPERTY SUBJECT TO TAXATION, is read the first time and is referred to the Committee on Finance.

S. B. 709, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REPEAL THE AUTHORITY OF THE GENERAL ASSEMBLY TO AUTHORIZE UNITS OF LOCAL GOVERNMENT TO CONTRACT DEBT WITHOUT A VOTE OF THE PEOPLE TO THE EXTENT OF TWO-THIRDS OF NET DEBT REDUCTION IN THE PRECEDING FISCAL YEAR AND TO SUBSTITUTE THEREFORE AUTHORITY TO AUTHORIZE SUCH UNITS TO CONTRACT DEBT WITHOUT A VOTE OF THE PEOPLE TO THE EXTENT OF ONE-HALF PERCENT OF THE APPRAISED VALUE OF PROPERTY SUBJECT TO TAXATION BY THE UNIT, is read the first time and is referred to the Committee on Constitutional Amendments.

S. B. 164, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR DISTRIBUTING WINE MADE PRINCIPALLY FROM NORTH CAROLINA GRAPES, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 279, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TYPE LAND THAT QUALIFIES FOR TAXATION AT ITS PRESENT-USE VALUE AND TO MAKE TECHNICAL CHANGES CONCERNING ELIGIBILITY FOR PRESENT-USE VALUE TAXATION, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 298, A BILL TO BE ENTITLED AN ACT TO

ESTABLISH A UNIFORM STATEWIDE SYSTEM OF APPRAISING LAND CLASSIFIED FOR TAXATION AT ITS PRESENT-USE VALUE, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 738, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF INSURANCE BY MAKING TECHNICAL IMPROVEMENTS AND INCREASING FEES AND PENALTIES, is read the first time and is referred to the Committee on Pensions and Retirement.

On motion of Representative Wright, S. B. 507, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION, is withdrawn from today's Calendar and re-referred to the Committee on Judiciary No. 2.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 620, A BILL TO BE ENTITLED AN ACT TO ALLOW A PROCEDURE FOR EXTENSION OF AND ASSESSMENT FOR WATER LINES INTO DEVELOPED SUBDIVISIONS IN BRUNSWICK COUNTY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Ramsey, Representatives Barbee, Barker, Barnes, Barnhill, Beard, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Foster, Fussell, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holroyd, Holt, Hudson, Huffman, Jeralds, Jones, Justus, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McLaughlin, Michaux, Noles, Nye, Owens, Privette, Redwine, Rhodes, Richardson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 73.

Voting in the negative: Representatives Cochrane and Hege — 2.

Excused absences: Representatives Beall and Brubaker — 2.

H. B. 1408, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF DUPLIN AND JONES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Barbee, Barker, Barnes, Barnhill, Beard, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Jeralds, Jones, Justus, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McAlister, McLaughlin, Michaux, Noles, Nye, Owens, Privette, Redwine, Rhodes, Richardson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 74.

Voting in the negative: Representative Murphy.

Excused absences: Representatives Beall and Brubaker — 2.

Committee Substitute for H. B. 1190, A BILL TO BE ENTITLED AN ACT TO ESTABLISH POLICIES TO PRESERVE FARMLAND.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Barbee, Barker, Barnes, Barnhill, Beard, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Jeralds, Jones, Justus, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McLaughlin, Mavretic, Michaux, Nye, Owens, Privette, Redwine, Rhodes, Richardson, Sizemore, Tallent, Tyndall, Tyson, Walker, Wicker, Wiser, Wood, B. Woodard, and Wright — 69.

Voting in the negative: Representatives M. Hall, McAlister, and Windley — 3.

Excused absences: Representatives Beall and Brubaker — 2.

House Committee Substitute for Senate Committee Substitute for S. B. 58, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA.

On motion of Representative Barker, consideration of the bill is postponed until July 1.

H. B. 842, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ADMINISTRATION OF THE PROPERTY TAX.

On motion of Representative Wicker, Committee Amendment No. 1 is adopted by electronic vote (83-0). The amendment is ruled to be material thus constituting the first reading of the bill.

The bill is placed on the Calendar for July 1 for its second roll call reading.

Committee Substitute for H. B. 1100, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RADIATION TECHNOLOGY PRACTICE ACT.

On motion of Representative B. Woodard, Committee Amendment No. 1 is adopted by electronic vote (76-3).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barker, Barnes, Barnhill, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Diamont, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, Michaux, Miller, Murphy, Nye, Owens, Privette, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wiser, Wood, B. Woodard, and Wright — 73.

Voting in the negative: Representatives Brawley, Cole, DeVane, Gardner, McLaughlin, Tallent, Windley, and C. Woodard — 8.

Excused absences: Representatives Beall and Brubaker — 2.

House Committee Substitute for S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITIES OF STANLY, IREDELL, NORTHAMPTON, MONTGOMERY, ANSON, BERTIE, HERTFORD AND GATES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barnhill, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McLaughlin, Miller, Mothershead, Murphy, Noles, Nye, Owens, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 85.

Voting in the negative: None.

Excused absences: Representatives Beall and Brubaker — 2.

S. B. 548, A BILL TO BE ENTITLED AN ACT TO INCORPORATE TECHNICAL AMENDMENTS INTO THE PRIVATE PROTECTIVE SERVICES ACT.

On motion of Representative Miller, Committee Amendment No. 1 is adopted by electronic vote (89-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barnes, Barnhill, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, A. Hall, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lineberry, Lutz, McAlister, McLaughlin, Michaux, Mothershead, Murphy, Noles, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 85.

Voting in the negative: Representatives Cromer and Hege — 2..

Excused absences: Representatives Beall and Brubaker — 2.

Committee Substitute for S. B. 691, A BILL TO BE ENTITLED AN ACT TO INCORPORATE CERTAIN CHANGES INTO THE ALARM SYSTEMS LICENSING ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barnes, Barnhill, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon,

Lineberry, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Payne, Privette, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 91.

Voting in the negative: None.

Excused absences: Representatives Beall and Brubaker — 2.

Committee Substitute for S. B. 764, A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE PROPERTY TAX BURDEN.

Representative McAlister moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Finance.

On motion of Representative Lancaster, seconded by Representative DeVane, the motion to re-refer is tabled by electronic vote (66-30).

Representative Lancaster calls the previous question on the passage of the bill and the call is sustained by electronic vote (94-2).

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beard, Blue, Boyd, Brannan, Brawley, Brinkley, Brown, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Privette, Redwine, Rhodes, Richardson, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, B. Woodard, and Wright — 91.

Voting in the negative: Representatives Bowman, Ligon, McAlister, Mavretic, Tyson, Wood, and C. Woodard — 7.

Excused absences: Representatives Beall and Brubaker — 2.

On motion of Representative Watkins, the rules are suspended in order for a message from the Senate to be read.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for House Committee Substitute for H. B. 52, A BILL TO BE ENTITLED AN ACT TO RECODIFY CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 12 TO CHAPTER 143B OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES, is returned for concurrence in Senate committee substitute.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Watkins, the House does not concur in the Senate

committee substitute, by electronic vote (70-31), and the Senate is so notified by Special Message.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Church for the Committee on Higher Education:

H. B. 1310, A BILL TO BE ENTITLED AN ACT PERTAINING TO SELECTION OF TRUSTEES OF COMMUNITY COLLEGES AND TECHNICAL INSTITUTES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for July 2. The original bill is placed on the Unfavorable Calendar.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 925, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPLICATION OF THE JUVENILE CODE TO YOUTH ACCUSED OF CRIMES, with an indefinite postponement report.

H. B. 1176, A BILL TO BE ENTITLED AN ACT TO ADOPT A COMPARATIVE FAULT SYSTEM, with a favorable report, as amended.

S. B. 241, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 87 OF THE GENERAL STATUTES RELATING TO THE QUALIFICATIONS AND ROSTERS OF GENERAL CONTRACTORS, with a favorable report.

S. B. 436, A BILL TO BE ENTITLED AN ACT THAT NOTIFICATION OF A MINOR'S PARENTS BY LAW ENFORCEMENT OFFICERS IS NOT REQUIRED WHEN A MINOR IS CHARGED WITH COMMITTING VIOLATIONS OF WILDLIFE STATUTES OR REGULATIONS PUNISHABLE BY FINES OF LESS THAN FIFTY DOLLARS OR IMPRISONMENT NOT TO EXCEED THIRTY DAYS, with an unfavorable report.

Committee Substitute for S. B. 469, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ZONING PROCEDURES INCLUDE A NOTICE REQUIREMENT, with a favorable report.

By Representative Evans for the Committee on Banks and Thrift Institutions:

H. B. 818, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTERS 24 AND 25A CONCERNING LATE FEES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for July 2. The original bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Judiciary No. 2:

Committee Substitute for H. B. 1088, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CHILDHOOD VACCINE-INJURY COMPENSATION PROGRAM, without prejudice, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Wright, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative N. J. Crawford, the rules are suspended and the following is introduced and read the first time.

By Representatives N. J. Crawford, Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Church, Clark, Cochrane, Cole, Colton, Craven, J. W. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wood, B. Woodard, C. Woodard, and Wright:

H. B. 1410, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO AUTHORIZE THE OBSERVANCE OF A MOMENT OF SILENCE EACH DAY IN SCHOOL, is referred to the Committee on Judiciary No. 2.

CALENDAR (continued)

S. B. 796, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SPECIAL FUELS TAX EXEMPTION FOR METHANOL AND TO PROVIDE FOR THE COLLECTION OF THE MOTOR FUEL INSPECTION FEE ON LIQUID FUELS THAT ARE NOT PETROLEUM-BASED, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnhill, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Dawkins, Decker, Diamont, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Robinson, Sparrow, Tallent, Tyndall, Tyson, E. Warren, R. Warren, Windley, Wood, B. Woodard, C. Woodard, and Wright — 90.

Voting in the negative: None.

Excused absences: Representatives Beall and Brubaker — 2.

H. B. 1295, A BILL TO BE ENTITLED AN ACT RELATING TO PROCEDURES FOR FILLING VACANCIES IN ELECTIVE OFFICES IN THE STATE.

Representative Watkins calls the previous question on the passage of the bill.

Representative R. Warren moves that the call for the previous question be postponed indefinitely.

On motion of Representative Watkins, seconded by Representative Bob Etheridge, the motion to postpone indefinitely the call for the previous question is tabled by electronic vote (69-34).

The motion before the House is the call for the previous question on the passage of the bill. The call is sustained by electronic vote (70-32).

The bill, as amended, passes its third reading, by electronic vote (70-33), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1003, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE INSPECTIONS OF ABC LICENSED PREMISES BY LOCAL LAW ENFORCEMENT OFFICERS.

Representative Hudson offers Amendment No. 2.

On motion of Representative Diamont, seconded by Representative DeVane, Amendment No. 2 is tabled by electronic vote (77-28).

Representative Diamont calls the previous question on the passage of the bill and the call is sustained by electronic vote (72-34).

The bill, as amended, passes its third reading, by electronic vote (72-34), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 554, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS AND DUTIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS.

On motion of Representative Bob Etheridge, the bill is temporarily displaced.

Committee Substitute No. 2 for H. B. 1346, A BILL TO BE ENTITLED AN ACT TO ALLOW TAXPAYERS TO CONTRIBUTE TO THE STATE ABORTION FUND WHEN FILING THEIR INCOME TAX RETURNS, AND TO PROVIDE THAT NO STATE FUNDS MAY BE APPROPRIATED FOR THE STATE ABORTION FUND.

Representative Michaux offers Amendment No. 1.

Representative Michaux calls the previous question on the amendment and the call is sustained.

Amendment No. 1 is adopted by electronic vote (67-34).

Representative Michaux offers Amendment No. 2 which fails of adoption by electronic vote (27-76).

Representative Miller moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Representative Miller calls the previous question on the motion and the call is sustained.

The question before the House is the motion by Representative Miller to re-refer the bill to the Committee on Appropriations. This motion fails by electronic vote (38-64).

Representative Ballance offers Amendment No. 3.

On motion of Representative Wright, seconded by Representative C. Woodard, Amendment No. 3 is tabled by electronic vote (67-29).

Representative Bruce Ethridge moves, seconded by Representative Fitch, that the bill do lie upon the table. The motion fails by electronic vote (38-63).

Representative Bob Etheridge offers Amendment No. 4 which is adopted by electronic vote (89-12).

Representative Wright calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its second reading by electronic vote (59-49).

The Speaker rules the bill fails to pass for the lack of a two-thirds majority vote.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House.:

H. J. R. 168, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY POTENTIAL ENVIRONMENTAL AND SAFETY HAZARDS PRODUCED BY WOOD STOVES, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. B. 345, A BILL TO BE ENTITLED AN ACT TO CREATE A COMMISSION ON STATE PARKS AND RECREATION AREAS, with an unfavorable report as to bill, favorable as to committee substitute bill, as amended, which changes the title.

The substitute bill is placed on the Calendar for July 2. The original bill is placed on the Unfavorable Calendar.

H. J. R. 1117, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY STATE FARM OPERATIONS, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. B. 1332, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT LEGISLATIVE MEMBERS OF LEGISLATIVE STUDY COMMISSIONS BE APPOINTED IN PROPORTION TO PARTY MEMBERSHIP, with an unfavorable report.

H. B. 1342, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL COMMISSION TO STUDY THE NON-HIGHWAY EXPENDITURES FROM THE HIGHWAY FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 1373, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE STORAGE, TRANSPORTATION AND POSSIBLE REPOSITORY SITES FOR HIGH-LEVEL RADIOACTIVE NUCLEAR WASTE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. J. R. 1393, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE THE STUDY OF WATER QUALITY IN THE HAW RIVER AND B. EVERETT JORDAN RESERVOIR, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. J. R. 1402, A JOINT RESOLUTION HONORING THE MEMORY OF WILLIAM M. "BUSTER" LENTZ, with a favorable report.

S. B. 559, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES STUDY THE ISSUE OF REVISION OF MINIMUM STANDARDS FOR THE CONSTRUCTION AND OPERATION OF LOCAL JAILS, with an indefinite postponement report.

By Representative Easterling for the Committee on Children and Youth:

Committee Substitute for H. B. 861, A BILL TO BE ENTITLED AN ACT TO MANDATE LOCAL BOARDS OF EDUCATION TO REGULATE THE USE OF CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2, which changes the title, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for S. B. 614, A BILL TO BE ENTITLED AN ACT TO ASSIST LAW ENFORCEMENT AGENCIES IN THE LOCATION OF MISSING CHILDREN, with a favorable report.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 718, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MOBILE HOME SEPTIC TANKS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for July 2. The original bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Judiciary No. 2:

S. B. 507, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION, with an unfavorable report as to bill, favorable as to House committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for July 2. The original bill is placed on the Unfavorable Calendar.

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 325, A BILL TO BE ENTITLED AN ACT TO EXCLUDE ALL UNITED STATES ARMED FORCES RETIREMENT OR RETAINER PAY FROM GROSS INCOME, with an indefinite postponement report.

H. B. 351, A BILL TO BE ENTITLED AN ACT TO CAUSE THE SURVIVING DESIGNATED BENEFICIARY OF A DECEASED DISABLED MEMBER OF ANY OF THE STATE-ADMINISTERED RETIREMENT SYSTEMS WHO DID NOT LIVE TO THE EFFECTIVE DATE OF A DISABILITY RETIREMENT TO BE PAID A MONTHLY RETIREMENT ALLOWANCE EQUAL TO THE ONE HUNDRED PERCENT JOINT SURVIVORSHIP ALLOWANCE WHICH COULD OTHERWISE HAVE BEEN PAID HAD THE MEMBER LIVED TO THE EFFECTIVE DATE OF A DISABILITY RETIREMENT, with an indefinite postponement report.

H. B. 779, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE LEGISLATIVE RETIREMENT SYSTEM OF NORTH CAROLINA, with an indefinite postponement report.

H. B. 1255, A BILL TO BE ENTITLED AN ACT TO PROHIBIT MANDATORY RETIREMENT OF EMPLOYEES UNDER SEVENTY YEARS OF AGE, with a favorable report.

H. B. 500, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 188 OF THE 1977 SESSION LAWS RELATING TO THE POLICEMEN'S PENSION FUND OF THE CITY OF ASHEVILLE, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for July 2. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE THE RAILROAD NEGOTIATING COMMISSION, passes its second reading, by electronic vote (77-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 829, A BILL TO BE ENTITLED AN ACT TO DETER ORGANIZED CRIMINAL ACTIVITY AND CONVERT THE VARIOUS PROPERTIES AND PROPERTY RIGHTS EMPLOYED THEREIN TO PUBLIC PURPOSES BY IMPOSING CIVIL SANCTIONS ON RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS.

Representative Wicker offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (88-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 831, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS, is read the first time.

On motion of Representative Bob Etheridge, the rules are suspended, and the bill is placed before the House for immediate consideration.

Representative Bob Etheridge calls the previous question on the bill and the call is sustained.

The bill passes its second reading, by electronic vote (94-1), and there being no objection is read the third time.

The bill passes its third reading and is ordered enrolled.

CALENDAR (continued)

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 1219, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES PERTAINING TO THE NORTH CAROLINA HAZARDOUS WASTE TREATMENT COMMISSION.

Representative Nesbitt offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1007, A BILL TO BE ENTITLED AN ACT TO MODIFY THE QUALIFICATIONS FOR A LAND SURVEYOR APPLICANT, passes its second reading, by electronic vote (77-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 1209, A BILL TO BE ENTITLED AN ACT TO PERMIT THE PROVISION OF TELEPHONE SERVICE BY ENTITIES OTHER THAN THE CERTIFICATED TELEPHONE COMPANY BY COIN, COINLESS, OR KEY-OPERATED PAY TELEPHONES, passes its second reading by electronic vote (77-6).

Representative Watkins objects to the third reading. The bill remains on the Calendar.

H. B. 1206, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DOUBLE PAYMENT OF FEES ON FORECLOSURE OF REAL PROPERTY, passes its second reading, by electronic vote (73-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1275, A BILL TO BE ENTITLED AN ACT TO REWRITE G. S. 15A-2000(e)(6) TO PROVIDE FOR AN AGGRAVATING CIRCUMSTANCE IN A CAPITAL CASE BASED UPON THE DEFENDANT BEING HIRED OR PAID TO COMMIT THE CAPITAL FELONY.

On motion of Representative Pulley, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 4.

S. B. 579, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN APPLICATION FOR USE VALUE CONTINUE IN EFFECT UNTIL THE PROPERTY IS TRANSFERRED OR BECOMES OTHERWISE INELIGIBLE FOR USE-VALUE CLASSIFICATION, passes it second reading, by electronic vote (79-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for S. B. 388, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BLACK MOUNTAIN ADVANCEMENT CENTER FOR WOMEN AT BLACK MOUNTAIN, passes its second reading, by electronic vote (80-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for S. B. 206, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COLLECTION OF SPOUSAL SUPPORT IN CERTAIN INSTANCES IN CASES BROUGHT OR ENFORCED UNDER ARTICLE 9 OF CHAPTER 110 OF THE GENERAL STATUTES, AS REQUIRED BY PART D OF TITLE IV OF THE SOCIAL SECURITY ACT, passes its second reading, by electronic vote (79-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 347, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PAYMENT OF COSTS IN DEPARTMENT OF HUMAN RESOURCES INSTITUTIONS, passes its second reading, by electronic vote (78-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 441, A BILL TO BE ENTITLED AN ACT TO CHANGE THE QUALIFICATIONS FOR A LIMITED PILOTAGE LICENSE ISSUED BY THE CAPE FEAR NAVIGATION AND PILOTAGE COMMISSION.

On motion of Representative Mavretic, the bill is temporarily displaced.

S. B. 396, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL AND CLARIFYING AMENDMENTS CONCERNING CRIMINAL LAW AND PROCEDURE, AND TO RESTORE THE INCREASED PUNISHMENT FOR FELONY CHILD ABUSE THAT WAS INADVERTENTLY REPLEALED BY THE 1983 GENERAL ASSEMBLY, passes its second reading, by electronic vote (77-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 606, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-116 RELATING TO THE LENGTH OF CERTAIN VEHICLES, passes its second reading by electronic vote (69-6).

On motion of Representative Nesbitt, the bill is placed on the Calendar for July 3 for its third reading.

S. B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW ON-PREMISE SALES OF BEER AT MINI-BREWERIES.

On motion of Representative Mavretic, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

S. B. 445, A BILL TO BE ENTITLED AN ACT TO MAKE THE ISSUANCE OF WORTHLESS CHECKS IN CERTAIN AMOUNTS A FELONY.

On motion of Representative Nesbitt, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 1 by electronic vote (62-24).

S. B. 453, A BILL TO BE ENTITLED AN ACT TO CLARIFY COURT COSTS FOR FORECLOSURE UNDER A POWER OF SALE, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for S. B. 721, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES WHICH PROHIBIT UNAUTHORIZED DAMAGE TO

RAILROADS AND THEIR PROPERTY, passes its second reading, by electronic vote (77-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S. B. 673, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM ANATOMICAL GIFT ACT RELATING TO CORNEA DONATIONS, passes its second reading, by electronic vote (82-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 366, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE SALES AND USE TAX SHELLS SOLD TO THE STATE FOR USE IN SHELLFISH BEDS.

On motion of Representative Mavretic, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

S. B. 512, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR MULTIPLE SCLEROSIS, passes its second reading, by electronic vote (81-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 479, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY CERTAIN REQUIREMENTS FOR THE PURCHASE OF CREDITABLE SERVICE FOR TEMPORARY EMPLOYMENT BY MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, passes its second reading, by electronic vote (80-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 592, A BILL TO BE ENTITLED AN ACT TO PERMIT EXTENSION SERVICE EMPLOYEES HAVING DUAL EMPLOYMENT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, PREVENT PARTIAL WITHDRAWAL, AND PERMIT EXTENSION SERVICE EMPLOYEES TO RESTORE PARTIALLY WITHDRAWN ACCOUNTS, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 451, A BILL TO BE ENTITLED AN ACT TO CLASSIFY CERTAIN WORKS OF FINE ART AND EXCLUDE THEM FROM INVENTORY TAX, passes its second reading, by electronic vote (80-8), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

The Speaker presiding.

House Committee Substitute for Senate Committee Substitute for S. B. 442, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TREBLE DAMAGES AS A CIVIL REMEDY FOR THE WRITING OF WORTHLESS CHECKS.

Representative Evans offers Amendment No. 1 which is adopted.

Representative Ballance offers Amendment No. 2.

On motion of Representative Evans, the bill and pending Amendment No. 2 are removed from the Calendar and placed on the Calendar for July 2.

S. B. 244, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNLAWFUL POSSESSION OF HYDROMORPHONE, COMMONLY KNOWN AS DILAUDID, A CLASS I FELONY.

On motion of Representative Pulley, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (66-17), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S. J. R. 342, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CLYDE NOLAN, "MR. DEMOCRAT", passes its second reading, by electronic vote (69-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

S. B. 126, A BILL TO BE ENTITLED AN ACT TO EMPOWER NONPROFIT CORPORATIONS TO ENTER INTO ARRANGEMENTS WITH OTHERS FOR SHARING OF BENEFITS OR UNION OF INTERESTS, passes its second reading, by electronic vote (73-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 433, A BILL TO BE ENTITLED AN ACT TO ADD ADULTERY AS A GROUND FOR DIVORCE FROM BED AND BOARD. On motion of Representative Lancaster, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (81-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S. B. 521, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SIMULTANEOUS FORECLOSURE OF TWO OR MORE DEEDS OF TRUST SECURED BY THE SAME PROPERTY, passes its second reading, by electronic vote (84-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 644, A BILL TO BE ENTITLED AN ACT TO CONTINUE CERTAIN SALES AND USE TAX REFUNDS TO AIR CARRIERS AFTER AIRLINE DEREGULATION, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 844, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXPIRATION DATE OF THE ADMINISTRATIVE PROCEDURE ACT AND RULES ADOPTED UNDER THE ACT, is read the first time.

On motion of Representative Pulley, the rules are suspended, and the bill is placed before the House for immediate consideration.

Representative Pulley offers an amendment which is adopted.

Representative Pulley calls the previous question on the passage of the bill. The call is sustained.

The bill, as amended, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered returned to the Senate for concurrence in House amendment by Special Message.

CALENDAR (continued)

Committee Substitute for S. B. 287, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE WILLFUL NONPAYMENT OF GROUP HEALTH AND LIFE INSURANCE PERMIUMS BY FIDUCIARIES UNLESS WRITEN NOTICE IS PROVIDED TO THE PERSONS INSURED, passes its second reading, by electronic vote (81-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 515, A BILL TO BE ENTITLED AN ACT TO PROVIDE ASSISTANCE DOGS FOR THE HANDICAPPED, passes its second reading by electronic vote (80-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 620, A BILL TO BE ENTITLED AN ACT TO AMEND THE CERTIFICATE OF NEED LAW TO PERMIT THE TRANSFER OF ASSIGNMENT OF CERTAIN CERTIFICATES OF NEED, passes its second reading, by electronic vote (84-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 635, A BILL TO BE ENTITLED AN ACT TO CREATE A NEW CHAPTER OF THE GENERAL STATUTES CONCERNING MILITARY AFFAIRS AND TO REGULATE MILITARY PROPERTY SALES FACILITIES AND DISCRIMINATION AGAINST MILITARY MEMBERS, passes its second reading, by electronic vote (82-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 540, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE ESSENTIAL PROPERTY INSURANCE FOR BEACH AREA PROPERTY ACT, passes its second reading, by electronic vote (79-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 591, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE FAIR ACCESS TO INSURANCE REQUIREMENTS ACT, passes its second reading, by electronic vote (79-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 288, A BILL TO BE ENTITLED AN ACT TO

ESTABLISH CLEARER AND STRONGER STANDARDS FOR AGREEMENTS BETWEEN DOMESTIC INSURERS AND REINSURERS.

On motion of Representative Beard, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (82-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for S. B. 168, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SAFE PLACEMENT OF SUBSURFACE INSTALLATIONS IN NORTH CAROLINA.

On motion of Representative Bumgardner, Committee Amendment No. 1 is adopted.

On motion of Representative Hunter, the bill, as amended, is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 4.

S. B. 549, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MOREHEAD CITY NAVIGATION AND PILOTAGE COMMISSION MAY REGULATE THE PILOTING OF SHIPPING FROM MOREHEAD CITY TO AURORA, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 578, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-138(h), passes its second reading, by electronic vote (74-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

The Speaker orders a Special Message sent to the Senate requesting appointment of conferees for Senate Committee Substitute for House Committee Substitute for H. B. 52, A BILL TO BE ENTITLED AN ACT TO RECODIFY CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 12 TO CHAPTER 143B OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES.

The Speaker announces the appointment of the following conferees: Representative Pulley, Chairman; Representatives Watkins, Lancaster, Miller, and Hunter and the Senate is so notified by Special Message.

S. B. 621, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TIME REQUIREMENT LIMITATIONS FOR A PRIVATE PROTECTIVE LICENSE DO NOT APPLY TO THE TIME SPENT TEACHING POLICE SCIENCE SUBJECTS AT A POST-SECONDARY EDUCATIONAL INSTITUTION, passes its second reading by electronic vote (78-1).

Representative Pool objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for S. B. 272, A BILL TO BE ENTITLED AN ACT TO PROTECT HANDICAPPED PERSONS, passes its second reading, by electronic vote (77-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES.

Representative C. Woodard calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (72-15).

Representative Hurst objects to the third reading. The bill remains on the Calendar.

Representative Hurst withdraws his objection to the third reading.

Representative McDowell objects to the third reading. The bill remains on the Calendar.

S. B. 742, A BILL TO BE ENTITLED AN ACT TO CLARIFY SCHOOL BOARD LIABILITY INSURANCE COVERAGE, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 374, A BILL TO BE ENTITLED AN ACT TO DISALLOW AS DEDUCTIONS INTEREST ON THE NORTH CAROLINA INHERITANCE TAX, THE FEDERAL ESTATE TAX, AND ON FUNDS BORROWED TO PAY SUCH TAXES.

On motion of Representative Wicker, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

S. B. 727, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REIMBURSEMENT TO THE DEPARTMENT OF REVENUE FOR EXPENSES INCURRED IN COLLECTING ASSESSMENTS ON PRIMARY FOREST PRODUCTS, passes its second reading, by electronic vote (82-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

On motion of Representative Holroyd, S. B. 578, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-138(h), is recalled from the Enrolling Office for further consideration.

Representative Holroyd moves that the vote by which the bill passed its third reading be reconsidered and this motion carries.

On motion of Representative Holroyd, the bill is withdrawn from today's Calendar and placed on the Calendar for July 1 for its third reading.

S. B. 822, A BILL TO BE ENTITLED AN ACT TO HOLD BOTH LICENSED AND UNLICENSED SUPPLIERS OF SPECIAL FUEL LIABLE FOR NON-TAX-PAID FUEL SOLD OR DELIVERED TO UNLICENSED PERSONS FOR HIGHWAY USE, passes its second reading, by electronic vote (75-0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (72-0). The Speaker rules the vote is a two-thirds majority vote.

The bill is ordered enrolled.

S. B. 349, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN MUNICIPALITIES TO EXCLUDE ONLY VOLUNTEER FIREMEN FROM OSHA

COVERAGE, passes its second reading, by electronic vote (81-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 416, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE RAPE SHIELD EVIDENCE RULE BY MAKING IT CLEAR THAT IT APPLIES TO ALL OFFENSES BEING TRIED AT THE SAME TIME AS THE RAPE OR SEX OFFENSE CHARGE.

Representative Ballance offers Amendment No. 1 which fails of adoption by electronic vote (15-73).

The bill passes its second reading, by electronic vote (78-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 420, A BILL TO BE ENTITLED AN ACT CREATING THE CRIMINAL OFFENSE OF FELONIOUS RESTRAINT.

Representative Pulley calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (71-20).

Representative A. Hall objects to the third reading. The bill remains on the Calendar.

Representative A. Hall withdraws his objection to the third reading.

The bill passes its third reading and is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 28, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on: H. B. 693, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TAKING BEAR WITH BAIT, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The bill is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
June 28, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on: Committee Substitute for S. B. 393, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE JURISDICTION OF GRAND

JURIES, to the end that when a similar action has been taken on the part of the House, we will order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

CALENDAR (continued)

Committee Substitute for S. B. 270, A BILL TO BE ENTITLED AN ACT TO MAKE CLEAR THAT REQUESTS FOR ADMISSIONS MUST BE FILED WITH THE CLERK OF COURT, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 440, A BILL TO BE ENTITLED AN ACT AUTHORIZING LAW ENFORCEMENT OFFICERS TO ARREST, WITHOUT WARRANTS, PERSONS SUSPECTED OF SHOPLIFTING OR SWITCHING PRICE TAGS.

Representative Wright calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (68-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for H. B. 567, A BILL TO BE ENTITLED AN ACT TO REMOVE OBSOLETE PROVISIONS AND TO MAKE TECHNICAL, CLARIFYING, AND OTHER AMENDMENTS TO THE EMPLOYMENT SECURITY LAW, is returned for concurrence in Senate Amendment No. 2.

On motion of Representative Enloe, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Enloe, the House concurs in the Senate amendment, by electronic vote (81-0), and the bill is ordered enrolled.

CALENDAR (continued)

S. B. 599, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 36A OF THE GENERAL STATUTES REGARDING INVESTMENTS IN SECURITIES BY BANKS OR TRUST COMPANIES, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 645, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF COMMERCIAL WATER TREATMENT OPERATION FIRMS, passes its second reading, by electronic vote (78-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 296, A BILL TO BE ENTITLED AN ACT TO EXTINGUISH ANCIENT MINERAL CLAIMS AND TO REQUIRE THE RECORDATION AND LISTING OF THESE CLAIMS FOR TAXATION.

On motion of Representative Owens, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S. B. 574, A BILL TO BE ENTITLED AN ACT TO PERMIT VISITATION RIGHTS OF A BIOLOGICAL GRANDPARENT FOLLOWING ADOPTION OF THE GRANDCHILD BY A RELATIVE OR STEPPARENT.

On motion of Representative Wright, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (85-7), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

On motion of Representative Lancaster, S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, IN FULL OR IN PART, INVENTORIES OF MANUFACTURERS, WHOLESALERS, AND RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY, is withdrawn from the Calendar for July 3 and placed on the Calendar for July 2.

ENROLLED BILLS

The following are properly enrolled, duly ratified and sent to the office of the Secretary of State:

S. B. 740, AN ACT TO PROVIDE AN ALTERNATE PROCEDURE FOR HOLDING GOOD FAITH DEPOSITS WITH THE STATE TREASURER.

H. B. 1320, AN ACT TO AMEND G. S. CHAPTER 131C GOVERNING THE SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES.

S. B. 213, AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH RELATING TO DRIVEWAYS, SITE PLAN AND SUBDIVISION APPROVAL, ROAD OR DRAINAGE PROJECT FEES, AND OPEN SPACE PROJECT FEES.

H. B. 258, AN ACT TO PROVIDE FOR THE CONTINUATION OF THE UTILITY REVIEW COMMITTEE AS THE JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE.

H. B. 470, AN ACT TO CREATE THE SPARTA/ALLEGHANY AIRPORT AUTHORITY.

H. B. 682, AN ACT TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF YANCEYVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE YANCEYVILLE SANITARY DISTRICT.

H. B. 1383, AN ACT TO ALLOW LEE COUNTY TO CREATE RURAL FIRE PROTECTION DISTRICTS CONTIGUOUS WITH THE BOUNDARIES OF EXISTING COUNTY FIRE SERVICE DISTRICTS, AND TO ANNEX TERRITORY TO RURAL FIRE PROTECTION DISTRICTS.

H. B. 1409, AN ACT TO PROVIDE FOR THE TEMPORARY EXTENSION OF THE OFFICE OF APPELLATE DEFENDER.

S. B. 844, AN ACT TO EXTEND THE EXPIRATION DATE OF THE ADMINISTRATIVE PROCEDURE ACT AND RULES ADOPTED UNDER THAT ACT.

On motion of Representative Lilley, seconded by Representative Hackney, the House adjourns to reconvene Monday, July 1 at 5:00 p.m.

ONE HUNDRED FIFTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 1, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Lawrence E. Lugar, Minister of Ebenezer United Methodist Church, Raleigh, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of June 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Decker for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Nye and Tyndall:

H. J. R. 1411, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUE OF HUNTER EDUCATION AND HUNTER SAFETY AND RELATED ISSUES, is referred to the Committee on Rules and Operation of the House.

By Representative Nye:

H. J. R. 1412, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ALTERNATIVES TO A CONSTITUTIONAL AMENDMENT TO REDEFINE THE DUTIES OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION AND TO RESTRUCTURE THE STATE BOARD OF EDUCATION, is referred to the Committee on Rules and Operation of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 642, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS OF CHAPTER 64 OF THE GENERAL STATUTES CONCERNING THE RIGHT OF NONRESIDENT ALIENS TO INHERIT PROPERTY LOCATED IN NORTH CAROLINA, is read the first time and is referred to the Committee on Judiciary No. 3.

Committee Substitute for S. B. 750, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PRESSURE VESSELS FROM THE PROVISIONS OF THE UNIFORM BOILER AND PRESSURE VESSEL ACT, is read the first time and is referred to the Committee on Manufacturers and Labor.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Mavretic for the Committee on Pensions and Retirement:

Committee Substitute for S. B. 738, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF INSURANCE BY MAKING TECHNICAL IMPROVEMENTS AND INCREASING FEES AND PENALTIES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Insurance.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Insurance.

By Representative Lancaster for the Committee on Judiciary No. 3:

Committee Substitute No. 2 for H. B. 1294, A BILL TO BE ENTITLED AN ACT TO PREVENT FELONS FROM PROFITING FROM THEIR STORIES AND OTHER ACCOUNTS OF THEIR CRIMES BY REQUIRING THAT THE PROCEEDS OF THEIR STORIES BE USED TO COMPENSATE THE VICTIMS OF THE CRIMES, with an unfavorable report as to Committee Substitute Bill No. 2, favorable as to Committee Substitute Bill No. 3.

Committee Substitute Bill No. 3 is placed on the Calendar for July 3. Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representative Quinn for the Committee on Finance:

H. B. 1314, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROHIBIT TAXES ON PROPERTY, TO REQUIRE A STATE SALES TAX OF AT LEAST FIVE PERCENT, AND TO REQUIRE THAT THE TAX REVENUE FROM A FIVE PERCENT STATE SALES TAX AND FROM ONE-HALF THE CORPORATE INCOME TAX BE DISTRIBUTED TO LOCAL GOVERNMENTAL UNITS; TO AUTHORIZE LOCAL INDIVIDUAL INCOME SURTAXES, TO REPEAL LOCAL SALES TAXES, TO INCREASE THE STATE SALES TAX RATE TO EIGHT PERCENT AND ELIMINATE PREFERENTIAL RATES, AND TO PROVIDE A REFUNDABLE INCOME TAX CREDIT TO LOW-INCOME INDIVIDUALS FOR THE ESTIMATED AMOUNT OF SALES AND USE TAXES PAID BY THEM, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute is placed on the Calendar for July 3. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

H. B. 573, A BILL TO BE ENTITLED AN ACT TO EXPAND THE EXTRATERRITORIAL PLANNING JURISDICTION OF THE TOWN OF KNIGHTDALE, AND TO EXPAND THE LIMIT ON SATELLITE ANNEXATIONS BY THAT TOWN.

On motion of Representative Sparrow, the House concurs in the Senate amendment, which changes the title, and the bill is ordered enrolled.

H. B. 458, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROCESS LOCAL FAIR HOUSING COMPLAINTS.

On motion of Representative Colton, the House does not concur in the Senate amendment, by electronic vote (71-10), and conferees are requested.

The Speaker announces the appointment of Representative Colton, Chairman; Representatives Nesbitt and N. J. Crawford as conferees and the Senate is so notified by Special Message.

H. B. 1240, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TIME FOR POSTING NOTICE OF SALE AND TO VALIDATE CERTAIN FORECLOSURE SALES THAT DID NOT COMPLY WITH POSTING REQUIREMENTS.

On motion of Representative Hudson, the House concurs in the Senate amendment, by electronic vote (81-0), and the bill is ordered enrolled.

H. B. 1066, A BILL TO BE ENTITLED AN ACT TO REPEAL THE AUTHORIZATION OF LOCAL SCHOOL BOARDS TO ALLOW CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE ON ANY PROPERTY OWNED OR LEASED BY LOCAL BOARDS OF EDUCATION.

On motion of Representative Foster, the House concurs in the Senate amendment, by electronic vote (77-4), and the bill is ordered enrolled.

H. B. 1408, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF DUPLIN AND JONES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Hackney, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nye, Owens, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, and B. Woodard — 80.

Voting in the negative: None.

Excused absences: Representatives Chalk, Decker, C. Woodard, and Wright — 4.

Committee Substitute for H. B. 215, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CURRITUCK COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN CURRITUCK COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Brinkley, Buchanan, Bumgardner, Chapin, Colton, J. W. Crawford, Creecy, Dawkins, DeVane, Duncan, Edwards, Enloe, Esposito, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Hackney, Hasty, Hauser, Holmes, Holroyd, Hudson, Hughes, Hunt, James, Jones, Keesee-Forrester, Kennedy, Lilley, Locks, Lutz, McAlister, McLaughlin, Mavretic, Michaux, Murphy, Nye, Payne, Pulley, Redwine, Rhodes, Richardson, Stamey, Tallent, Tyndall, Walker, E. Warren, Wiser, and B. Woodard — 58.

Voting in the negative: Representatives Allran, Boyd, Brawley, Brown, Brubaker, Church, Cole, Cromer, Diamont, M. Hall, Hege, Holt, Huffman, Lineberry, McDowell, Mothershead, Pool, Privette, Sizemore, Sparrow, R. Warren, Windley, and Wood — 23.

Excused absences: Representatives Chalk, Decker, C. Woodard, and Wright — 4.

Committee Substitute No. 2 for H. B. 658, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER IV OF THE CHARTER OF THE CITY OF GREENSBORO RELATING TO MINORITY AND WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS IN CONTRACT SPECIFICATIONS.

Representative Sparrow offers Amendment No. 1.

Representative Gist moves, seconded by Representative Fitch, that Amendment No. 1 do lie upon the table. The motion fails by electronic vote (36-54).

Representative Sparrow calls the previous question on the amendment and the call is sustained by electronic vote (88-8).

Amendment No. 1 is adopted by electronic vote (62-35).

Representative Gist calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (73-30).

Representative Gist objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 1100, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RADIATION TECHNOLOGY PRACTICE ACT.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barnes, Barnhill, Beall, Bowman, Boyd, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Colton, J. W. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Hudson, Huffman, Hughes, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley,

Redwine, Rhodes, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wiser, Wood, and B. Woodard — 83.

Voting in the negative: Representatives Brawley, Cole, McLaughlin, and Windley — 4.

Excused absences: Representatives Chalk, Decker, C. Woodard, and Wright — 4.

House Committee Substitute for S. B. 176, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITIES OF STANLY, IREDELL, NORTHAMPTON, MONTGOMERY, ANSON, BERTIE, HERTFORD, AND GATES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Representatives Allran, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brawley, Brinkley, Buchanan, Bumgardner, Chapin, Church, Cochrane, Colton, J. W. Crawford, Creecy, Dawkins, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, Hasty, Hauser, Holroyd, Hudson, Huffman, Hughes, Hunt, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, Michaux, Mothershead, Murphy, Nesbitt, Noles, Owens, Payne, Pool, Quinn, Rhodes, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, and B. Woodard — 74.

Voting in the negative: Representatives Ballance, Brown, Brubaker, Cole, Diamont, M. Hall, Hege, Holmes, Ligon, McDowell, McLaughlin, and Wood — 12.

Excused absences: Representatives Chalk, Decker, C. Woodard, and Wright — 4.

S. B. 548, A BILL TO BE ENTITLED AN ACT TO TO INCORPORATE TECHNICAL AMENDMENTS INTO THE PRIVATE PROTECTIVE SERVICES ACT.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Ballance, Barker, Barnes, Beall, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Greenwood, M. Hall, Hasty, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Nesbitt, Noles, Owens, Payne, Redwine, Rhodes, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, and B. Woodard — 80.

Voting in the negative: Representatives Cromer and Hege — 2..

Excused absences: Representatives Chalk, Decker, C. Woodard, and Wright — 4.

Committee Substitute for S. B. 691, A BILL TO BE ENTITLED AN ACT TO INCORPORATE CERTAIN CHANGES INTO THE ALARM SYSTEMS LICENSING ACT, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Noles, Nye, Payne, Pool, Quinn, Redwine, Rhodes, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, and B. Woodard — 86.

Voting in the negative: None.

Excused absences: Representatives Chalk, Decker, C. Woodard, and Wright — 4.

Committee Substitute for S. B. 764, A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE PROPERTY TAX BURDEN.

Representative Quinn offers Amendment No. 1 which is adopted by electronic vote (85-2).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Edwards, Enloe, Esposito, Fitch, Fletcher, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, R. Warren, Windley, Wiser, B. Woodard, and Wright — 87.

Voting in the negative: Representatives McAlister and Wood — 2.

Excused absences: Representatives Decker and C. Woodard — 2.

S. B. 796, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SPECIAL FUELS TAX EXEMPTION FOR METHANOL AND TO PROVIDE FOR THE COLLECTION OF THE MOTOR FUEL INSPECTION FEE ON LIQUID FUELS THAT ARE NOT PETROLEUM-BASED.

Representative Quinn offers Amendment No. 1 which is adopted by electronic vote (90-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Diamont, Duncan, Easterling, Edwards, Enloe, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney,

Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, and B. Woodard — 91.

Voting in the negative: None.

Excused absences: Representatives Decker and C. Woodard — 2.

House Committee Substitute for Senate Committee Substitute for S. B. 58, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Allran, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, Creecy, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Tallent, Tyndall, Walker, E. Warren, Watkins, Windley, Wiser, Wood, B. Woodard, and Wright — 96.

Voting in the negative: Representatives Brubaker, N. J. Crawford, and Hurst — 3.

Excused absences: Representatives Decker and C. Woodard — 2.

H. B. 842, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ADMINISTRATION OF THE PROPERTY TAX.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Owens, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Walker, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: None.

Excused absences: Representative Decker.

Committee Substitute for H. B. 1321, A BILL TO BE ENTITLED AN ACT TO FURTHER REGULATE REGIONAL BANK HOLDING COMPANIES SEEKING TO ACQUIRE NORTH CAROLINA BANKS OR BANK HOLDING COMPANIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Barbee, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, R. Warren, Watkins, Wiser, Wood, B. Woodard, and Wright — 98.

Voting in the negative: Representatives Brawley, Duncan, and Windley — 3.

Excused absences: Representatives Decker and C. Woodard — 2.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 85, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO THE FEDERAL RULES WITH REGARD TO ABUSIVE DISCOVERY PRACTICES, with recommendation that the House do not concur and conferees are requested.

On motion of Representative Miller, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Miller, the House does not concur in the Senate amendment and conferees are requested.

The Speaker announces the appointment of Representative Miller, Chairman; Representatives Hackney and Nesbitt as conferees and the Senate is so notified by Special Message.

H. B. 143, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN OBSCENITY STATUTES, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for July 3. The original bill is placed on the Unfavorable Calendar.

S. B. 309, A BILL TO BE ENTITLED AN ACT REGARDING THE ISSUANCE OF PERMITS TO RESTAURANTS ON FEDERAL PROPERTY ON THE BLUE RIDGE PARKWAY, with a favorable report.

On motion of Representative Michaux, S. B. 709, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REPEAL THE

AUTHORITY OF THE GENERAL ASSEMBLY TO AUTHORIZE UNITS OF LOCAL GOVERNMENT TO CONTRACT DEBT WITHOUT A VOTE OF THE PEOPLE TO THE EXTENT OF TWO-THIRDS OF NET DEBT REDUCTION IN THE PRECEDING FISCAL YEAR AND TO SUBSTITUTE THEREFORE AUTHORITY TO AUTHORIZE SUCH UNITS TO CONTRACT DEBT WITHOUT A VOTE OF THE PEOPLE TO THE EXTENT OF ONE-HALF PERCENT OF THE APPRAISED VALUE OF PROPERTY SUBJECT TO TAXATION BY THE UNIT, is withdrawn from the Committee on Constitutional Amendments and re-referred to the Committee on Finance.

CALENDAR (continued)

Committee Substitute for H. B. 554, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS AND DUTIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS.

On motion of Representative Lancaster, consideration of the bill is postponed until July 2.

Committee Substitute for H. B. 1209, A BILL TO BE ENTITLED AN ACT TO PERMIT THE PROVISION OF TELEPHONE SERVICE BY ENTITIES OTHER THAN THE CERTIFICATED TELEPHONE COMPANY BY COIN, COINLESS, OR KEY-OPERATED PAY TELEPHONES, passes its third reading, by electronic vote (89-5), and is ordered sent to the Senate.

S. B. 621, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TIME REQUIREMENT LIMITATIONS FOR A PRIVATE PROTECTIVE LICENSE DO NOT APPLY TO THE TIME SPENT TEACHING POLICE SCIENCE SUBJECTS AT A POST-SECONDARY EDUCATIONAL INSTITUTION, passes its third reading, by electronic vote (98-0), and is ordered enrolled.

Committee Substitute for S. B. 578, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-138(h).

Representative Holroyd offers Amendment No. 1 which is adopted by electronic vote (95-0).

The bill, as amended, passes its third reading, by electronic vote (98-2), and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES.

Representative McDowell offers Amendment No. 1.

On motion of Representative Cole, seconded by Representative Barbee, Amendment No. 1 is tabled by electronic vote (55-35).

On motion of the Chair, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 1010, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF PREFERENCE OR ADVANTAGE IN UTILITIES REGULATION AND TO PROVIDE A CORPORATE INCOME TAX CREDIT, passes its second reading, by electric vote (101-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 578, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE ESTABLISHMENT OF AN ELEVATOR AND AMUSEMENT DEVICE DIVISION IN THE DEPARTMENT OF LABOR AND TO SET OUT THE POWERS AND DUTIES OF THE COMMISSIONER OF LABOR DEALING WITH THE REGULATION OF ELEVATORS, AMUSEMENT DEVICES AND RELATED EQUIPMENT.

On motion of Representative Payne, consideration of the bill is postponed until July 2.

Committee Substitute for H. B. 551, A BILL TO BE ENTITLED AN ACT TO ALLOW BOARDS OF COUNTY COMMISSIONERS TO HOLD SPECIAL MEETINGS OUTSIDE THEIR JURISDICTIONS, passes its second reading by electronic vote (88-13).

Representative Windley objects to the third reading. The bill remains on the Calendar.

Committee Substitute for H. B. 1130, A BILL TO BE ENTITLED AN ACT TO ESTABLISH GUIDELINES FOR LOCATING LIQUID AND GAS PIPELINES AND TO LIMIT THE WIDTH OF LAND CONDEMNED FOR LOCATION OF SUCH PIPELINES, passes its second reading, by electronic vote (99-1), and there being no objection is read a third time.

Representative Hightower objects to the third reading. The bill remains on the Calendar.

Representative Hightower withdraws his objection to the third reading.

Representative Hightower offers Amendment No. 1 which is adopted by electronic vote (103-0).

Representative Nesbitt offers Amendment No. 2 which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 976, A BILL TO BE ENTITLED AN ACT CONCERNING THE STATUTES RELATING TO THE OPERATION OF BINGO GAMES: TO DELETE THE AMENDMENT TO THE APPROPRIATION BILL PASSED ON JULY 22, 1983, AND TO ENSURE FAIRNESS AND PUBLIC PARTICIPATION.

Representative Stamey offers Amendment No. 1 which is adopted by electronic vote (83-15).

Representative Michaux calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its second reading by electronic vote (20-86).

Representative Lancaster moves, seconded by Representative C. Woodard, that the vote by which the bill failed to pass its second reading be reconsidered and that this motion do lie upon the table. This motion carries by electronic vote (85-15).

H. B. 1176, A BILL TO BE ENTITLED AN ACT TO ADOPT A COMPARATIVE FAULT SYSTEM.

On motion of Representative Pulley, Committee Amendment No. 1 is adopted.

Representative Pulley offers Amendment No. 2 which is adopted.

Representative Pulley calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (69-40).

Representative Hasty objects to the third reading. The bill remains on the Calendar.

H. J. R. 1402, A JOINT RESOLUTION HONORING THE MEMORY OF WILLIAM M. "BUSTER" LENTZ, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The resolution, as amended, passes its third reading, by electronic vote (80-0), and is ordered sent to the Senate.

H. B. 1255, A BILL TO BE ENTITLED AN ACT TO PROHIBIT MANDATORY RETIREMENT OF EMPLOYEES UNDER SEVENTY YEARS OF AGE, passes its second reading, by electronic vote (84-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 441, A BILL TO BE ENTITLED AN ACT TO CHANGE THE QUALIFICATIONS FOR A LIMITED PILOTAGE LICENSE ISSUED BY THE CAPE FEAR NAVIGATION AND PILOTAGE COMMISSION.

On motion of Representative Payne, consideration of the bill is postponed until July 2.

House Committee Substitute for Senate Committee Substitute for S. B. 523, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPECIAL ELECTIONS SHALL BE HELD ON THE TUESDAY AFTER THE FIRST MONDAY IN FEBRUARY, MAY, AUGUST, OR NOVEMBER SO AS TO REDUCE THE COST AND FREQUENCY OF SPECIAL ELECTIONS.

Representative McAlister offers Amendment No. 1 which is adopted.

The bill fails to pass its second reading by electronic vote (26-68).

Representative Hunt, Speaker Pro Tempore, presiding.

House Committee Substitute for Senate Committee Substitute for S. B. 459, A BILL TO BE ENTITLED AN ACT TO AMEND THE ENABLING ACT OF THE GREENSBORO-HIGH POINT AIRPORT AUTHORITY.

Representative McAlister offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (88-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for S. B. 584, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INTEREST TO RUN ON WORKERS' COMPENSATION AWARDS IN CASES OF APPEALS, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S. B. 241, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 87 OF THE GENERAL STATUTES RELATING TO THE QUALIFICATIONS AND ROSTERS OF GENERAL CONTRACTORS.

Representative Pulley offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (91-8).

Representative Cole objects to the third reading. The bill remains on the Calendar.

Committee Substitute for S. B. 469, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ZONING PROCEDURES INCLUDE A NOTICE REQUIREMENT.

Representative Rhyne offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (97-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for S. B. 614, A BILL TO BE ENTITLED AN ACT TO ASSIST LAW ENFORCEMENT AGENCIES IN THE LOCATION OF MISSING CHILDREN.

Representative Easterling offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (79-12).

Representative Diamont objects to the third reading. The bill remains on the Calendar.

Committee Substitute for S. B. 429, A BILL TO BE ENTITLED AN ACT TO ALLOW CANDIDATES TO USE NICKNAMES ON THE BALLOT IN CERTAIN CIRCUMSTANCES, passes its second reading, by electronic vote (92-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 624, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERCENTAGE OF SIGNATURES REQUIRED TO CALL AN ALCOHOLIC BEVERAGE ELECTION.

On motion of Representative Beall, Committee Amendment No. 1 is adopted.

Representative Beall offers Amendment No. 2 which is adopted.

On motion of Representative Holt, the bill, as amended, is withdrawn from the Calendar and re-referred to the Committee on Alcoholic Beverage Control.

S. B. 658, A BILL TO BE ENTITLED AN ACT TO PROVIDE A UNIFORM FILING PERIOD FOR CANDIDACIES IN MUNICIPAL ELECTIONS AND MAKING CONFORMING CHANGES IN DATES FOR SETTING FILING FEES AND APPOINTING MUNICIPAL BOARDS OF ELECTIONS.

On motion of Representative Beall, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (100-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S. B. 659, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DEADLINES FOR MAKING APPLICATION FOR ABSENTEE BALLOTS TO PROVIDE FOR APPLICATIONS BY MAIL TWO DAYS EARLIER, BUT EXTENDING BY ONE DAY THE DEADLINE FOR ONE-STOP ABSENTEE VOTING.

Representative Beall offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (96-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for H. B. 606, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY AND THE CITY OF RALEIGH TO LEVY OCCUPANCY TAXES, is returned for concurrence in Senate committee substitute and is referred to the Committee on Judiciary No. 3.

S. J. R. 843, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MILES HOFFMAN RHYNE, is read the first time and is referred to the Committee on Rules and Operation of the House.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 126, AN ACT TO EMPOWER NONPROFIT CORPORATIONS TO ENTER INTO ARRANGEMENTS WITH OTHERS FOR SHARING OF BENEFITS OR UNION OF INTERESTS.

S. B. 206, AN ACT AUTHORIZING THE COLLECTION OF SPOUSAL SUPPORT IN CERTAIN INSTANCES IN CASES BROUGHT OR ENFORCED UNDER ARTICLE 9 OF CHAPTER 110 OF THE GENERAL STATUTES, AS REQUIRED BY PART D OF TITLE IV OF THE SOCIAL SECURITY ACT.

S. B. 287, AN ACT TO PROHIBIT THE WILLFUL NONPAYMENT OF GROUP HEALTH AND LIFE INSURANCE PREMIUMS BY FIDUCIARIES UNLESS WRITTEN NOTICE IS PROVIDED TO THE PERSONS INSURED.

S. B. 347, AN ACT TO AMEND THE LAW REGARDING PAYMENT OF COSTS IN DEPARTMENT OF HUMAN RESOURCES INSTITUTIONS.

S. B. 396, AN ACT MAKING TECHNICAL AND CLARIFYING AMENDMENTS CONCERNING CRIMINAL LAW AND PROCEDURE, AND TO RESTORE THE INCREASED PUNISHMENT FOR FELONY CHILD ABUSE THAT WAS INADVERTENTLY REPEALED BY THE 1983 GENERAL ASSEMBLY.

S. B. 451, AN ACT TO CLASSIFY CERTAIN WORKS OF FINE ART AND EXCLUDE THEM FROM INVENTORY TAX.

S. B. 453, AN ACT TO CLARIFY COURT COSTS FOR FORECLOSURE UNDER A POWER OF SALE.

S. B. 479, AN ACT TO AMEND AND CLARIFY CERTAIN REQUIREMENTS FOR THE PURCHASE OF CREDITABLE SERVICE FOR TEMPORARY EMPLOYMENT BY MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM.

S. B. 512, AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR MULTIPLE SCLEROSIS.

S. B. 515, AN ACT TO PROVIDE ASSISTANCE DOGS FOR THE HANDICAPPED.

S. B. 521, AN ACT TO PROVIDE FOR THE SIMULTANEOUS FORECLOSURE OF TWO OR MORE DEEDS OF TRUST SECURED BY THE SAME PROPERTY.

S. B. 540, AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE ESSENTIAL PROPERTY INSURANCE FOR BEACH AREA PROPERTY ACT.

S. B. 549, AN ACT TO PROVIDE THAT THE MOREHEAD CITY NAVIGATION AND PILOTAGE COMMISSION MAY REGULATE THE PILOTING OF SHIPPING FROM MOREHEAD CITY TO AURORA.

S. B. 579, AN ACT TO PROVIDE THAT AN APPLICATION FOR USE VALUE CONTINUE IN EFFECT UNTIL THE PROPERTY IS TRANSFERRED OR BECOMES OTHERWISE INELIGIBLE FOR USE-VALUE CLASSIFICATION.

S. B. 591, AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE FAIR ACCESS TO INSURANCE REQUIREMENTS ACT.

S. B. 592, AN ACT TO PERMIT EXTENSION SERVICE EMPLOYEES HAVING DUAL EMPLOYMENT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, PREVENT PARTIAL WITHDRAWAL, AND PERMIT EXTENSION SERVICE EMPLOYEES TO RESTORE PARTIALLY WITHDRAWN ACCOUNTS.

S. B. 620, AN ACT TO AMEND THE CERTIFICATE OF NEED LAW TO PERMIT THE TRANSFER OF ASSIGNMENT OF CERTAIN CERTIFICATES OF NEED.

S. B. 635, AN ACT TO CREATE A NEW CHAPTER OF THE GENERAL STATUTES CONCERNING MILITARY AFFAIRS AND TO REGULATE MILITARY PROPERTY SALES FACILITIES AND DISCRIMINATION AGAINST MILITARY MEMBERS.

S. B. 644, AN ACT TO CONTINUE CERTAIN SALES AND USE TAX REFUNDS TO AIR CARRIERS AFTER AIRLINE DEREGULATION.

S. B. 673, AN ACT TO AMEND THE UNIFORM ANATOMICAL GIFT ACT RELATING TO CORNEA DONATIONS.

S. B. 716, AN ACT TO PERMIT MUNICIPALITIES BORDERING ON THE ATLANTIC OCEAN TO REGULATE SEWER TIE-ONS WITHIN THEIR CORPORATE LIMITS, AND TO AUTHORIZE DARE COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN DARE COUNTY.

S. B. 727, AN ACT TO INCREASE THE REIMBURSEMENT TO THE DEPARTMENT OF REVENUE FOR EXPENSES INCURRED IN COLLECTING ASSESSMENTS ON PRIMARY FOREST PRODUCTS.

S. B. 742, AN ACT TO CLARIFY SCHOOL BOARD LIABILITY INSURANCE COVERAGE.

S. B. 822, AN ACT TO HOLD BOTH LICENSED AND UNLICENSED SUPPLIERS OF SPECIAL FUEL LIABLE FOR NON-TAX-PAID FUEL SOLD OR DELIVERED TO UNLICENSED PERSONS FOR HIGHWAY USE.

H. B. 396, AN ACT TO REQUIRE INDEPENDENT AUDITS OF PERSONS APPLYING FOR OR HOLDING PERMITS FOR LOW-LEVEL RADIOACTIVE FACILITIES.

H. B. 524, AN ACT TO PROVIDE FOR THE RETIREMENT OF CURRENTLY PERMANENT PART-TIME TEACHERS AND STATE EMPLOYEES WHO HAD TEN OR MORE YEARS OF MEMBERSHIP SERVICE PRIOR TO EMPLOYMENT ON A PERMANENT PART-TIME BASIS, WITH THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM.

H. B. 580, AN ACT TO GIVE THE CITY OF WILMINGTON AUTHORITY TO ABOLISH THE FIREMEN'S PENSION FUND FOR THE CITY OF WILMINGTON.

H. B. 581, AN ACT TO GIVE THE CITY OF WILMINGTON THE AUTHORITY TO INCREASE THE PENSIONS BEING RECEIVED UNDER THE FIREMEN'S PENSION FUND.

H. B. 582, AN ACT TO GIVE THE CITY OF WILMINGTON THE AUTHORITY TO INCREASE THE PENSIONS BEING RECEIVED UNDER THE POLICE PENSION FUND.

H. B. 583, AN ACT TO GIVE THE CITY OF WILMINGTON THE AUTHORITY TO ABOLISH THE PENSION FUND FOR POLICE OFFICERS FOR THE CITY OF WILMINGTON.

H. B. 590, AN ACT TO CLARIFY CERTAIN EXEMPTIONS FROM LICENSING, TO AUTHORIZE THE REAL ESTATE COMMISSION TO INCREASE CERTAIN FEES, AND TO INTRODUCE A STAGGERED RENEWAL SYSTEM FOR LICENSEES.

H. B. 677, AN ACT TO ALLOW THE TOWNS OF KILL DEVIL HILLS, KITTY HAWK, MANTEO, NAGS HEAD, AND SOUTHERN SHORES TO IMPOSE FACILITY FEES.

H. B. 698, AN ACT TO IMPROVE THE ADMINISTRATION OF JUSTICE.

H. B. 749, AN ACT TO CLARIFY CHAPTER 36A REGARDING THE INVESTMENT BY A TRUSTEE IN UNITED STATES GOVERNMENT OBLIGATIONS.

H. B. 906, AN ACT TO EXTEND THE TIME A MEMBER HAS TO MAKE CONTRIBUTIONS TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR THE PURCHASE OF SERVICE CREDITS FOR EDUCATIONAL LEAVE.

H. B. 1029, AN ACT TO VEST PROPERTY RIGHTS UPON THE ISSUANCE OF A BUILDING PERMIT.

H. B. 1070, AN ACT TO AMEND G. S. 42-14 FOR CERTAIN TENANCIES.

H. B. 1113, AN ACT TO MODERNIZE THE MUTUAL ASSOCIATION ACT.

H. B. 1333, AN ACT TO ESTABLISH THE NORTH CAROLINA EMPLOYMENT AND TRAINING ACT.

S. B. 349, AN ACT TO PERMIT CERTAIN MUNICIPALITIES TO EXCLUDE ONLY VOLUNTEER FIREMEN FROM OSHA COVERAGE.

S. B. 420, AN ACT CREATING THE CRIMINAL OFFENSE OF FELONIOUS RESTRAINT.

S. B. 270, AN ACT TO MAKE CLEAR THAT REQUESTS FOR ADMISSIONS MUST BE FILED WITH THE CLERK OF COURT.

S. B. 416, AN ACT TO STRENGTHEN THE RAPE SHIELD EVIDENCE RULE BY MAKING IT CLEAR THAT IT APPLIES TO ALL OFFENSES BEING TRIED AT THE SAME TIME AS THE RAPE OR SEX OFFENSE CHARGE.

S. B. 440, AN ACT AUTHORIZING LAW ENFORCEMENT OFFICERS TO ARREST, WITHOUT WARRANTS, PERSONS SUSPECTED OF SHOPLIFTING OR SWITCHING PRICE TAGS.

S. B. 599, AN ACT TO AMEND CHAPTER 36A OF THE GENERAL STATUTES REGARDING INVESTMENTS IN SECURITIES BY BANKS OR TRUST COMPANIES.

S. B. 645, AN ACT TO AUTHORIZE THE USE OF COMMERCIAL WATER TREATMENT OPERATION FIRMS.

S. B. 831, AN ACT TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS.

H. B. 567, AN ACT TO REMOVE OBSOLETE PROVISIONS AND TO MAKE TECHNICAL, CLARIFYING, AND OTHER AMENDMENTS TO THE EMPLOYMENT SECURITY LAW.

S. B. 393, AN ACT TO CLARIFY THE JURISDICTION OF GRAND JURIES.

H. B. 693, AN ACT TO PROHIBIT TAKING BEAR AND WILD BOAR AND TO ESTABLISH A PENALTY FOR TAKING BALD AND GOLDEN EAGLES.

S. J. R. 342, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CLYDE NOLAN, "MR. DEMOCRAT".

H. B. 730, AN ACT TO EXEMPT MEDICINES SOLD ON PRESCRIPTION OF A VETERINARIAN FROM SALES TAX.

On motion of Representative Lilley, seconded by Representative Church, the House adjourns to reconvene July 2 at 1:30 p.m.

ONE HUNDRED SIXTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 2, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Robert Bushyhead, Member Eastern Band of Cherokees, Retired Baptist Minister.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Decker and Tyson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Foster for the Committee on Education:

H. B. 1048, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION TO SET THE SCHOOL CALENDAR SO THAT THE FIRST DAY STUDENTS ARE REQUIRED TO ATTEND SCHOOL IS AFTER LABOR DAY, without prejudice, as amended, with recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Diamont, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

S. B. 690, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE SCHOOL FINANCE PILOT PROJECT, with a favorable report, as amended.

By Representative Nye for the Committee on Wildlife Resources:

H. B. 588, A BILL TO BE ENTITLED AN ACT TO GIVE THE RUTHERFORD COUNTY COMMISSIONERS THE AUTHORITY TO REGULATE HUNTING AND THE DISCHARGE OF FIREARMS FROM, ON, OR OVER THE PUBLIC ROADS AND HIGHWAYS OF THE COUNTY, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for July 4. The original bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 1239, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PERSONS OR BUSINESSES FROM THE PROVISIONS OF CHAPTER 74D, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative A. Hall, the rules are suspended and the substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H. B. 1410, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO AUTHORIZE THE OBSERVANCE OF A MOMENT OF SILENCE EACH DAY IN SCHOOL, with a favorable report.

S. B. 468, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EXPENSES FOR A WRONGFUL DEATH ACTION MAY BE ADVANCED FROM THE DECEDENT'S ESTATE, with a favorable report.

Committee Substitute for S. B. 681, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT AND IMPLEMENT RULES PROMOTING THE SAFETY OF ALL CHEERLEADERS ENROLLED IN ALL PUBLIC MIDDLE SCHOOLS, JUNIOR HIGH SCHOOLS, AND HIGH SCHOOLS, with a favorable report.

Committee Substitute for S. B. 696, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INDIGENT DEFENDANT'S COMPETENCY EVALUATION REPORT WILL NOT BE FORWARDED TO THE DISTRICT ATTORNEY, with a favorable report.

Committee Substitute for S. B. 237, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO PUBLIC SCHOOL EMPLOYEES AND VOLUNTEERS, with a favorable report, as amended.

Committee Substitute for S. B. 598, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CLAIMS AGAINST DECEDENTS' ESTATES MAY BE PRESENTED BY REGISTERED OR CERTIFIED MAIL, RETURN RECEIPT REQUESTED, OR BY DELIVERY TO THE CLERK OF COURT FOR FILING, with a favorable report, as amended.

By Representative Hightower for the Committee on State Government:

H. B. 1164, A BILL TO BE ENTITLED AN ACT TO INCREASE THE UNIFORM FEES OF REGISTERS OF DEEDS, PROVIDE UNIFORM SALARIES FOR REGISTERS OF DEEDS AND MINIMUM SALARIES FOR ASSISTANTS AND DEPUTY REGISTERS OF DEEDS, with an unfavorable report as to bill, favorable as to committee substitute House joint resolution, which changes the title, and recommendation that the resolution be re-referred to the Committee on Appropriations.

The committee substitute resolution is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 1308, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE BOARD OF COUNTY COMMISSIONERS OF A COUNTY MAY REQUIRE JOINT APPROVAL OF CITY AND COUNTY GOVERNING BOARDS AND THE VOTERS OF THE CITY AND COUNTY FOR THE CITY TO ENGAGE IN ANY ACTIVITIES OUTSIDE ITS EXTRATERRITORIAL JURISDICTION, AND THE JOINT APPROVAL OF THE CITY AND COUNTY GOVERNING BOARDS TO ENGAGE IN ANY ACTIVITIES OUTSIDE THE CORPORATE LIMITS BUT WITHIN THE EXTRATERRITORIAL JURISDICATION, with an unfavorable report as to bill, favorable as to committee substitute House joint resolution, which changes the title, and recommendation that the resolution be re-referred to the Committee on Appropriations.

The committee substitute resolution is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 1334, A BILL TO BE ENTITLED AN ACT TO CREATE A BOARD OF LABOR FOR THE NORTH CAROLINA DEPARTMENT OF LABOR, with an unfavorable report.

S. B. 125, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FALSE INFORMATION IN STATE EMPLOYEES' FILES SHALL BE DESTROYED, with a favorable report.

S. B. 752, A BILL TO BE ENTITLED AN ACT TO ENABLE COUNTY BOARDS OF COMMISSIONERS TO EXTEND AND ABOLISH COUNTY WATER AND SEWER DISTRICTS, with a favorable report.

By Representative C. Woodard for the Committee on Small Business:

H. B. 1141, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE IN VENDING MACHINES OF SOFT DRINKS IN NONRETURNABLE BOTTLES AND TO REGULATE THE CONSUMPTION AND POSSESSION OF ALCOHOLIC BEVERAGES ON CERTAIN STATE LANDS, with an indefinite postponement report.

H. B. 1338, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING RENTAL REFERRAL AGENCIES, with an unfavorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

S. B. 236, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE PERMITTING THE APPOINMENT OF TRAFFIC CONTROL OFFICERS AND ESTABLISHING THEIR DUTIES TO APPLY UNIFORMLY THROUGHOUT THE STATE, with a favorable report.

S. B. 266, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND TO AMEND THE CON STATUTE, with a favorable report, as amended.

S. B. 338, A BILL TO BE ENTITLED AN ACT EXTENDING THE PROVISION OF SERVICES UNDER THIS ARTICLE TO CHILDREN OVER AGE EIGHTEEN IN CERTAIN INSTANCES, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

H. B. 213, A BILL TO BE ENTITLED AN ACT TO EMPOWER CHOWAN HOSPITAL TO USE ATTACHMENT AND GARNISHMENT PROCEDURES FOR COLLECTING UNPAID BILLS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 1303, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF FORCE IN RESISTING ARREST, with an unfavorable report.

S. B. 596, A BILL TO BE ENTITLED AN ACT TO CLARIFY CONDITIONS OF PROBATION, with a favorable report, as amended.

By Representative Quinn for the Committee on Finance:

H. B. 18, A BILL TO BE ENTITLED AN ACT TO ALLOW INDIVIDUALS A FIVE-YEAR CARRY-FORWARD OF ANY UNUSED CHARITABLE DEDUCTION, with a favorable report, as amended.

Committee Substitute for H. B. 1022, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL AND OTHER AMENDMENTS TO THE PRACTICING PSYCHOLOGISTS' LICENSING ACT, with a favorable report.

Committe Substitute for H. B. 1272, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA REQUIREMENTS FOR COMPREHENSIVE HAZARDOUS WASTE TREATMENT FACILITIES BY REQUIRING THE PAYMENT OF CERTAIN FEES, with a favorable report, as amended.

Committee Substitute for S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES, with a favorable report.

S. B. 164, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR DISTRIBUTING WINE MADE PRINCIPALLY FROM NORTH CAROLINA GRAPES, with a favorable report.

Committee Substitute for S. B. 279, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TYPE LAND THAT QUALIFIES FOR TAXATION AT ITS PRESENT-USE VALUE AND TO MAKE TECHNICAL CHANGES CONCERNING ELIGIBILITY FOR PRESENT-USE VALUE TAXATION, with a favorable report.

Committee Substitute for S. B. 298, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A UNIFORM STATEWIDE SYSTEM OF APPRAISING LAND CLASSIFIED FOR TAXATION AT ITS PRESENT-USE VALUE, with a favorable report.

S. B. 374, A BILL TO BE ENTITLED AN ACT TO DISALLOW AS DEDUCTIONS INTEREST ON THE NORTH CAROLINA INHERITANCE TAX, THE FEDERAL ESTATE TAX, AND ON FUNDS BORROWED TO PAY SUCH TAXES, with a favorable report.

S. B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW ON-PREMISE SALES OF BEER AT MINI-BREWERIES, with a favorable report.

Committee Substitute for S. B. 587, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT BY A CITY TO TAX-PAYERS OF A FIRE DISTRICT WHEN A CITY ANNEXES TERRITORY IN THE FIRE DISTRICT DURING THE FISCAL YEAR, with a favorable report.

Committee Substitute for S. B. 663, A BILL TO BE ENTITLED AN ACT TO IMPOSE SALES TAX ON ALL PROPERTY SOLD AT FLEA MARKETS, TO REQUIRE ALL PERSONS WHO SELL PROPERTY AT FLEA MARKETS TO DISPLAY THEIR SALES TAX LICENSES, AND TO REQUIRE PERSONS WHO SELL AT FLEA MARKETS TO FURNISH EVIDENCE TO THE LESSOR OF THE MARKET THAT THEY ARE REGISTERED FOR SALES TAX PURPOSES, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Hunt:

H. B. 1413, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN THE GOVERNOR RECEIVES A RECOMMENDATION FROM AN OFFICER OF THE GENERAL ASSEMBLY ON FILLING A VACANCY IN AN OFFICE FILLED BY

THE GENERAL ASSEMBLY, THE GOVERNOR MUST TAKE ACTION WITHIN A SPECIFIED PERIOD OF TIME.

On motion of Representative Hunt, the rules are suspended and the bill is placed on the Calendar.

By Representative Nye:

H. B. 1414, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE MAKEUP AND EFFICIENCY OF THE UTILITIES COMMISSION AND THE PUBLIC STAFF, is referred to the Committee on Rules and Operation of the House.

By Representative Stamey:

H. J. R. 1415, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ACT ON CONFIRMATION OF APPOINTMENTS MADE BY THE GOVERNOR TO THE STATE PERSONNEL COMMISSION, is referred to the Committee on Rules and Operation of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 249, A BILL TO BE ENTITLED AN ACT REQUIRING PERSONS WHO REPRESENT THEMSELVES AS CERTIFIED THERAPEUTIC RECREATION SPECIALISTS OR CERTIFIED THERAPEUTIC RECREATION ASSISTANTS TO MEET CERTAIN STANDARDS, is read the first time and is referred to the Committee on State Government.

Committee Substitute for S. B. 438, A BILL TO BE ENTITLED AN ACT TO IMPOSE MINIMUM TERMS OF IMPRISONMENT FOR CONVICTIONS OF CONCEALING MERCHANDISE OR SWITCHING PRICE TAGS, is read the first time and is referred to the Committee on Judiciary No. 4.

S. B. 693, A BILL TO BE ENTITLED AN ACT TO ALLOW THE PROSECUTION OF THE REPUTED FATHER AS WELL AS THE MOTHER OF AN ILLEGITIMATE CHILD ANY TIME BEFORE THE CHILD ATTAINS THE AGE OF EIGHTEEN YEARS, is read the first time and is referred to the Committee on Judiciary No. 3.

Senate Committee Substitute for H. B. 855, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR RECEIVING A LICENSE TO PRACTICE MEDICINE, is returned for concurrence in Senate committee substitute.

On motion of Representative B. Woodard, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative B. Woodard, the House does not concur in the Senate committee substitute bill and a conference committee is requested.

The Speaker appoints as conferees on the part of the House Representative B. Woodard, Chairman; Representatives Murphy and Enloe and the Senate is so notified by Special Message.

Senate Committee Substitute for H. B. 1115, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF AGRICULTURE TO ADOPT REQUIREMENTS

FOR APPLE GRADE STANDARDS, is returned for concurrence in Senate committee substitute and is referred to the Committee on Agriculture.

Committee Substitute for S. B. 461, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PRIVATE SALE OF REDEVELOPMENT PROPERTY, is read the first time and is referred to the Committee on Judiciary No. 2.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 1, 1985

Mr. Speaker:

Pursuant to your message of June 25 that the House of Representatives fails to concur in the Senate amendments to H. B. 425, A BILL TO BE ENTITLED AN ACT TO PERMIT WAYNE COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, and requests conferees, the President appoints Senators Barnes, Harris, and Warren on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 1, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendments to H. B. 52, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 60 TO CHAPTER 7A OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES, and requests conferees, the President appoints Senator Barnes, Chairman; Senators Winner, Hipps, Staton, and Swain on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 1, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendments to H. B. 458, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROCESS LOCAL FAIR HOUSING COMPLAINTS, and requests conferees, the President appoints Senators Winner,

Swain, and Hipps on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 1, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendments to H. B. 85, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO THE FEDERAL RULES WITH REGARD TO ABUSIVE DISCOVERY PRACTICES, and requests conferees, the President appoints Senators Staton, Ezzell, and W. Martin on the part of the Senate to confer with a like committee on the part of the House to the end that differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 215, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CURRITUCK COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN CURRITUCK COUNTY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Brannan, Brinkley, Brown, Brubaker, Buchanan, Chalk, Chapin, Colton, Creecy, Dawkins, Duncan, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Holmes, Hudson, Hughes, James, Jeralds, Jones, Kennedy, Lilley, Lineberry, Lutz, McLaughlin, Michaux, Murphy, Nesbitt, Noles, Payne, Quinn, Rhodes, Rhyne, Richardson, Spoon, Stamey, Tyndall, E. Warren, Wicker, and B. Woodard — 57.

Voting in the negative: Representatives Bowman, Boyd, Brawley, Church, Cole, Craven, N. J. Crawford, Cromer, DeVane, Diamont, L. Etheridge, Foster, M. Hall, Hege, Holt, Hunter, Justus, Lancaster, McAlister, McDowell, Nye, Pool, Redwine, Robinson, Sizemore, Sparrow, Tallent, R. Warren, Windley, Wood, C. Woodard, and Wright — 32.

Excused absences: Representatives Decker and Tyson —2.

Committee Substitute No. 2 for H. B. 658, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER IV OF THE CHARTER OF THE CITY OF GREENSBORO RELATING TO MINORITY AND WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS IN CONTRACT SPECIFICATIONS.

On motion of Representative Gist, consideration of the bill is postponed until July 4.

Committee Substitute for H. B. 500, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 188 OF THE 1977 SESSION LAWS RELATING TO THE POLICEMEN'S PENSION FUND OF THE CITY OF ASHEVILLE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 1413, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN THE GOVERNOR RECEIVES A RECOMMENDATION FROM AN OFFICER OF THE GENERAL ASSEMBLY ON FILLING A VACANCY IN AN OFFICE FILLED BY THE GENERAL ASSEMBLY, THE GOVERNOR MUST TAKE ACTION WITHIN A SPECIFIED PERIOD OF TIME, passes its second reading by electronic vote (102-3).

Representative Cochrane objects to the third reading. The bill remains on the Calendar.

Representative Cochrane withdraws the objection to the third reading.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H. B. 842, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ADMINISTRATION OF THE PROPERTY TAX.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Jeralds, Jones, Justus, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 102.

Voting in the negative: Representative Hunter.

Excused absences: Representatives Decker and Tyson — 2.

Committee Substitute for H. B. 1321, A BILL TO BE ENTITLED AN ACT TO FURTHER REGULATE REGIONAL BANK HOLDING COMPANIES SEEKING TO ACQUIRE NORTH CAROLINA BANKS OR BANK HOLDING COMPANIES, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Jeralds, Jones, Justus, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McDowell,

McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Robinson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, E. Warren, R. Warren, Wicker, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 100.

Voting in the negative: Representatives Brawley, Walker, and Windley — 3.

Excused absences: Representatives Decker and Tyson — 2.

Committee Substitute for S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, IN FULL OR IN PART, INVENTORIES OF MANUFACTURERS, WHOLESALERS, AND RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY.

Representative Lancaster offers Amendment No. 1 which is adopted by electronic vote (103-1). This amendment changes the title.

Representative Lancaster calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Ramsey, Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Dawkins, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fletcher, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Rhodes, Richardson, Sparrow, Stamey, Tyndall, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright—83.

Voting in the negative: Representatives Allran, Brawley, Chalk, Cochrane, Cole, Craven, Cromer, Diamont, Esposito, L. Etheridge, Fitch, Foster, Gardner, M. Hall, Hege, Holmes, Huffman, Keesee-Forrester, Ligon, McLaughlin, Mothershead, Noles, Privette, Rhyne, Robinson, Sizemore, Spoon, Tallent, Walker, R. Warren, Windley, and Wood — 32.

Excused absences: Representatives Decker, Fussell, and Tyson — 3.

Committee Substitute for H. B. 551, A BILL TO BE ENTITLED AN ACT TO ALLOW BOARDS OF COUNTY COMMISSIONERS TO HOLD SPECIAL MEETINGS OUTSIDE THEIR JURISDICTIONS, passes its third reading, by electronic vote (93-13), and is ordered sent to the Senate.

H. B. 1176, A BILL TO BE ENTITLED AN ACT TO ADOPT A COMPARATIVE FAULT SYSTEM.

Representative Colton offers Amendment No. 3 which is adopted by electronic vote (101-1).

Representative Pulley calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (71-40), and is ordered engrossed and sent to the Senate.

Representative Redwine moves that H. B. 1406, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF SUNSET BEACH, BRUNSWICK COUNTY, TO ASSESS FOR NAVIGATION PROJECTS, be recalled from the Senate and this motion carries.

The Speaker orders a Special Message sent to the Senate requesting the return of the bill for further consideration.

S. B. 241, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 87 OF THE GENERAL STATUTES RELATING TO THE QUALIFICATIONS AND ROSTERS OF GENERAL CONTRACTORS.

The bill, as amended, passes its third reading by electronic vote (97-11), and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for S. B. 614, A BILL TO BE ENTITLED AN ACT TO ASSIST LAW ENFORCEMENT AGENCIES IN THE LOCATION OF MISSING CHILDREN.

Representative Lancaster offers Amendment No. 2 which is adopted by electronic vote (108-0).

On motion of Representative Watkins, the bill, as amended, is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 3 by electronic vote (75-30).

Committee Substitute for H. B. 1310, A BILL TO BE ENTITLED AN ACT TO VALIDATE APPOINTMENTS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES AND TECHNICAL INSTITUTES, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 818, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 24 CONCERNING LATE FEES, passes its second reading by electronic vote (80-17).

Representative Lancaster objects to the third reading. The bill remains on the Calendar.

Representative Lancaster withdraws the objection to the third reading.

Representative Lilley offers Amendment No. 1 which is adopted by electronic vote (85-1).

On motion of Representative Miller, the bill is withdrawn from today's Calendar and placed on the Calendar for July 3.

Representative Miller moves that the bill be removed from the Calendar for July 3 and placed back on today's Calendar for its third reading and this motion carries.

Representative Lilley calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (88-6), and is ordered engrossed and sent to the Senate.

Representative Hunt, Speaker Pro Tempore, presiding.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1079, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL CIVIL FINES AND PENALTIES COLLECTED BY THE STATE BE PAID INTO THE COUNTY SCHOOL FUND OF THE COUNTY IN WHICH THE ACTS FOR WHICH THE FINES AND PENALTIES WERE LEVIED OCCURRED, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Pulley, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Finance.

By Representative Nesbitt for the Committee on Insurance:

Committee Substitute for S. B. 738, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF INSURANCE BY MAKING TECHNICAL IMPROVEMENTS AND INCREASING FEES AND PENALTIES, with an unfavorable report as to Senate committee substitute bill, favorable as to House committee substitute bill, which changes the title, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

Committee Substitute for H. B. 345, A BILL TO BE ENTITLED AN ACT TO CREATE A STUDY COMMISSION ON STATE PARKS AND RECREATION AREAS.

On motion of Representative J. W. Crawford, Committee Amendment Nos. 1 and 2 are adopted.

On motion of Representative J. W. Crawford, the bill is withdrawn from the Calendar, engrossed and re-referred to the Committee on Appropriations.

Committee Substitute for H. B. 718, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MOBILE HOME PARK SEPTIC TANK SYSTEMS.

Representative Hackney offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1021, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 153A-77.

Representative Colton offers Amendment No. 1 which is adopted. This amendment changes the title.

Representative Holroyd calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (59-42), and remains on the Calendar.

H. B. 1093, A BILL TO BE ENTITLED AN ACT TO SET LIMITATIONS ON TEMPORARY RATE INCREASES AND TO SET THE INTEREST TO BE PAID ON REFUNDS.

On motion of Representative C. Woodard, the bill and pending amendment are withdrawn from the Calendar and re-referred to the Committee on Public Utilities.

H. B. 604, A BILL TO BE ENTITLED AN ACT TO GIVE THE BOARD OF COMMISSIONERS ADDITIONAL FLEXIBILITY TO REORGANIZE COUNTY GOVERNMENT IN CERTAIN CIRCUMSTANCES.

On motion of Representative Easterling, Committee Amendment No. 1 is adopted.

On motion of Representative Hackney, the bill, as amended, is withdrawn from the Calendar and re-referred to the Committee on Judicary No. 1 by electronic vote (51-39).

Committee Substitute for H. B. 578, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE ESTABLISHMENT OF AN ELEVATOR AND AMUSEMENT DEVICE DIVISION IN THE DEPARTMENT OF LABOR AND TO SET OUT THE POWERS AND DUTIES OF THE COMMISSIONER OF LABOR DEALING WITH THE REGULATION OF ELEVATORS, AMUSEMENT DEVICES AND RELATED EQUIPMENT.

On motion of Representative Payne, the bill is withdrawn from the Calendar and re-referred to the Committee on State Government.

Committee Substitute for H. B. 554, A BILL TO BE ENTITLED AN ACT TO AMEND THE POWERS AND DUTIES OF THE ENVIRONMENTAL MANAGEMENT COMMISSION TO PROVIDE FOR REGULATION OF UNDERGROUND STORAGE TANKS.

On motion of Representative Hackney, consideration of the bill is postponed indefinitely by electronic vote (57-23).

H. B. 1239, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PERSONS OR BUSINESSES FROM THE PROVISIONS OF CHAPTER 74D, passes its second reading, by electronic vote (88-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for S. B. 507, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION, AND TO AUTHORIZE EVICTION OF TENANTS FOR FAILURE TO PAY RENT.

Representative Wright offers Amendment No. 1 which is adopted.

Representative Wright offers Amendment No. 2 which is adopted.

Representative Wright calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (65-27).

Representative Ballance objects to the third reading. The bill remains on the Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for S. B. 322, A BILL TO BE ENTITLED AN ACT TO PROVIDE NUMBERED NATIONAL GUARD REGISTRATION PLATES TO SENIOR ENLISTED MEMBERS AND RETIRED MEMBERS, is read the first time and is referred to the Committee on State Government.

H. B. 1384, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HUMAN RESOURCES TO IMPOSE A REASONABLE FEE ON ALL HANDLERS OF HAZARDOUS WASTE, is returned for concurrence in Senate amendment.

On motion of Representative Mavretic, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Mavretic, the House concurs in the Senate amendment, by electronic vote (91-1), and the bill is ordered enrolled.

H. B. 1212, A BILL TO BE ENTITLED AN ACT TO CLARIFY PARENT RESPONSIBILITY FOR SCHOOL FEES AND CHARGES, is returned for concurrence in Senate amendment.

On motion of Representative Holroyd, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Holroyd, the House concurs in the Senate amendment, by electronic vote (89-0), and the bill is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 2, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that your request for the return of H. B. 1406, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF SUNSET BEACH, BRUNSWICK COUNTY, TO ASSESS FOR NAVIGATION PROJECTS, is acknowledged and we herewith comply.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Redwine moves that the vote by which H. B. 1406, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF SUNSET BEACH, BRUNSWICK COUNTY, TO ASSESS FOR NAVIGATION PROJECTS, passed its third reading be reconsidered and this motion carries.

Representative Redwine moves that the vote by which the bill passed its second reading be reconsidered and this motion carries.

The Speaker states that now the question is the passage of the bill on its second roll call reading.

The bill passes its second reading, by the following roll call vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Nesbitt, Noles, Nye, Owens, Privette, Redwine, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 90.

Voting in the negative: Representatives Hege and Rhodes — 2.

Excused absences: Representatives Decker, Jones, Lutz, and Tyson — 4.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 2, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House Committee Substitute for S. B. 388, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BLACK MOUNTAIN ADVANCEMENT CENTER FOR WOMEN AT BLACK MOUNTAIN, and requests conferees. The President appoints Senator Swain on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker announces the appointment of Representative Miller as conferee and the Senate is so notified by Special Message.

RECESS

Representative Miller sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

House Committee Substitute for S. B. 388

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on House Committee Substitute for S. B. 388, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BLACK MOUNTAIN

ADVANCEMENT CENTER FOR WOMEN AT BLACK MOUNTAIN, wish to report as follows:

The Senate concurs in the House committee substitute with an amendment as follows:

on page 3 line 15 by rewriting that line to read "Sec. 9. This act is effective upon ratification."

And the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 2nd day of July, 1985.

Conferees for the Senate
S/ ROBERT S. SWAIN

Conferees for the House of Representatives
S/ GEORGE MILLER, JR.

The Conference Report is adopted, by electronic vote (92-0), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 2, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendments to Committee Substitute for H. B. 855, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR RECEIVING A LICENSE TO PRACTICE MEDICINE, and request conferees, the President appoints Senators Harris, Marvin, and Walker on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Payne, the rules are suspended, by electronic vote (63-25), and the following is introduced and read the first time.

By Representative Payne:

H. J. R. 1416, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE EFFECT OF MODERN TECHNOLOGY ON CLERICAL EMPLOYEES, is referred to the Committee on Appropriations.

CALENDAR (continued)

Committee Substitute for S. B. 309, A BILL TO BE ENTITLED AN ACT REGARDING THE ISSUANCE OF PERMITS TO RESTAURANTS ON FEDERAL PROPERTY ON THE BLUE RIDGE PARKWAY.

Representative Colton calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its second reading by electronic vote (34-57).

House Committee Substitute for S. B. 442, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TREBLE DAMAGES AS A CIVIL REMEDY FOR THE WRITING OF WORTHLESS CHECKS.

On motion of Representative Ballance, pending Amendment No. 2 is adopted.

Representative Evans offers Amendment No. 3 which is adopted.

Representative Nesbitt offers Amendment No. 4 which fails of adoption by electronic vote (40-55).

Representative Ballance offers Amendment No. 5.

On motion of Representative Evans, seconded by Representative Lilley, Amendment No. 5 is tabled by electronic vote (74-21).

Representative Evans calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (74-17), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

S. B. 616, A BILL TO BE ENTITLED AN ACT TO REQUIRE A PERSON TO RESIGN FROM STATE OR LOCAL OFFICE IF HE OR SHE SEEKS ANOTHER PUBLIC OFFICE THE TERM OF WHICH RUNS CONCURRENTLY WITH THAT OF THE OFFICE HE IS HOLDING.

On motion of Representative Barker, seconded by Representative Fitch, the bill is tabled, by electronic vote (56-42), on its second reading.

S B. 441, A BILL TO BE ENTITLED AN ACT TO CHANGE THE QUALIFICATIONS FOR A LIMITED PILOTAGE LICENSE ISSUED BY THE CAPE FEAR NAVIGATION AND PILOTAGE COMMISSION.

Representative Payne offers Amendment No. 1 which is adopted.

Representative Hightower moves that the bill be removed from the Calendar and re-referred to the Committee on State Government.

Representative Hightower withdraws the motion to re-refer the bill to the Committee on State Government.

Representative Payne calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (77-16), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

On motion of Representative Watkins, H. B. 792, A BILL TO BE ENTITLED AN

ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, is withdrawn from the Committee on Appropriations and, without objection, placed on the Calendar for immediate consideration.

H. B. 792, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Hughes, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Privette, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Stamey, Tyndall, Walker, R. Warren, Watkins, Windley, Wiser, Wood, and B. Woodard — 89.

Voting in the negative: None.

Excused absences: Representatives Decker, Jones, Locks, Lutz, and Tyson — 5.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 238, AN ACT AS TO THE CITIES OF ASHEVILLE AND RALEIGH CONCERNING TREE REGULATION AND TO ALLOW THEM TO EXERCISE EMINENT DOMAIN POWERS FOR OPEN SPACE.

S. B. 346, AN ACT AMENDING ARTICLE XV, SECTION 83(e) OF THE CHARTER OF THE CITY OF WINSTON-SALEM RELATING TO UPTOWN DEVELOPMENT PROJECTS.

S. B. 429, AN ACT TO ALLOW CANDIDATES TO USE NICKNAMES ON THE BALLOT IN CERTAIN CIRCUMSTANCES.

S. B. 464, AN ACT RELATING TO COSMETIC ARTS.

S. B. 621, AN ACT TO PROVIDE THAT THE TIME REQUIREMENT LIMITATIONS FOR A PRIVATE PROTECTIVE LICENSE DO NOT APPLY TO THE TIME SPENT TEACHING POLICE SCIENCE SUBJECTS AT A POST-SECONDARY EDUCATIONAL INSTITUTION.

S. B. 691, AN ACT TO INCORPORATE CERTAIN CHANGES INTO THE ALARM SYSTEMS LICENSING ACT.

H. B. 274, AN ACT TO REMOVE THE REQUIREMENT THAT ABSENTEE BALLOTS FROM OUTSIDE THE UNITED STATES NEED TO BE NOTARIZED.

H. B. 404, AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE ELECTION LAWS.

H. B. 573, AN ACT TO EXPAND THE EXTRATERRITORIAL PLANNING JURISDICTION OF THE TOWN OF KNIGHTDALE.

H. B. 833, AN ACT TO CLARIFY THE EFFECT OF POSSIBLE REVERSAL BY THE UNITED STATES SUPREME COURT OF OPINIONS OF THE DISTRICT COURT CONCERNING REDISTRICTING.

H. B. 1066, AN ACT TO REPEAL THE AUTHORIZATION OF LOCAL SCHOOL BOARDS TO ALLOW CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE ON ANY PROPERTY OWNED OR LEASED BY LOCAL BOARDS OF EDUCATION.

H. B. 1240, AN ACT TO REDUCE THE TIME FOR POSTING NOTICE OF SALE AND TO VALIDATE CERTAIN FORECLOSURE SALES THAT DID NOT COMPLY WITH POSTING REQUIREMENTS.

H. B. 1371, AN ACT TO ALLOW A PERSONAL INCOME TAX EXEMPTION FOR TAXPAYERS WHOSE DEPENDENTS HAVE CERTAIN SEVERE HEAD INJURIES.

On motion of Representative Lilley, seconded by Representative Foster, the House adjourns to reconvene July 3 at 1:30 p.m.

ONE HUNDRED SEVENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, July 3, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend John M. Cline, Highland United Methodist Church, Raleigh, North Carolina.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Decker, Locks, Tallent, and Tyson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative James for the Committee on Agriculture:

Senate Committee Substitute for H. B. 1115, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE BOARD OF AGRICULTURE TO ADOPT REQUIREMENTS FOR APPLE GRADE STANDARDS, with recommendation that the House concur.

On motion of Representative James, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative James, the House concurs in the Senate committee substitute, which changes the title, by electronic vote (63-0), and the bill is ordered enrolled.

By Representative Lilley for the Committee on Rules and Operation of the House:

Senate Committee Substitute for H. J. R. 1034, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM ATTMORE AND REQUESTING THE CONVENING OF THE 1987 GENERAL ASSEMBLY IN THE TOWN OF TARBORO IN HONOR OF THE TWO HUNDREDTH ANNIVERSARY OF THE 1787 GENERAL ASSEMBLY SESSION MEETING IN TARBORO, with recommendation that the House concur.

On motion of Representative Lilley, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Lilley, the House concurs in the Senate committee substitute, by electronic vote (74-0), and the bill is ordered enrolled.

H. J. R. 1411, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUE OF HUNTER EDUCATION AND HUNTER SAFETY AND RELATED ISSUES, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. J. R. 1412, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ALTERNATIVES TO A CONSTITUTIONAL AMENDMENT TO REDEFINE THE DUTIES OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION AND TO RESTRUCTURE THE STATE BOARD OF EDUCATION, with a favorable report and recommendation that the resolution be re-referred to the Committee on Appropriations.

H. B. 1414, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE MAKEUP AND EFFICIENCY OF THE UTILITIES COMMISSION AND THE PUBLIC STAFF, with an unfavorable report.

H. J. R. 1415, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ACT ON CONFIRMATION OF APPOINTMENTS MADE BY THE GOVERNOR TO THE STATE PERSONNEL COMMISSION, with an indefinite postponement report.

By Representative Hightower for the Committee on State Government:

Committee Substitute for H. B. 578, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE ESTABLISHMENT OF AN ELEVATOR AND AMUSEMENT DEVICE DIVISION IN THE DEPARTMENT OF LABOR AND TO SET OUT THE POWERS AND DUTIES OF THE COMMISSIONER OF LABOR DEALING WITH THE REGULATION OF ELEVATORS, AMUSEMENT DEVICES AND RELATED EQUIPMENT, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2.

Committee Substitute Bill No. 2 is placed on the Calendar for July 5. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Water and Air Resources:

H. B. 398, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE HANDLING

OR DISPOSAL OF LOW-LEVEL RADIOACTIVE WASTE BY A FIRM WITH A FACILITY ON THE "SUPERFUND LIST", with an unfavorable report.

H. B. 1287, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SOUTHEAST INTERSTATE LOW-LEVEL RADIOACTIVE WASTE MANAGEMENT COMPACT AND TO PROVIDE FOR A NORTH CAROLINA LOW-LEVEL RADIOACTIVE WASTE FACILITY OPERATED BY THE STATE FOR THE USE OF ITS CITIZENS, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 1301, A BILL TO BE ENTITLED AN ACT TO PERMIT STATE AND LOCAL GOVERNMENTS TO CHARGE FEES TO APPLICANTS FOR PERMITS TO ESTABLISH OR OPERATE A HAZARDOUS WASTE FACILITY, with an indefinite postponement report.

Representative B. Woodard sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

H. B. 855

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on Senate Committee Substitute for H. B. 855, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR RECEIVING A LICENSE TO PRACTICE MEDICINE, wish to report as follows: The House concurs and further amends on page 3, line 23 by changing the words "July 1, 1985" to "upon ratification."

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 3rd day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Ollie Harris	S/ Barney P. Woodard
S/ Russell Walker	S/ Jeff Enloe
S/ Helen Marvin	S/ Wendell Murphy

The Conference Report is adopted, by electronic vote (82-1), and the Senate is so notified by Special Message.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Bumgardner for the Committee on Public Utilities:

H. B. 1093, A BILL TO BE ENTITLED AN ACT TO SET LIMITATIONS ON

TEMPORARY RATE INCREASES AND TO SET THE INTEREST TO BE PAID ON REFUNDS, with an unfavorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 473, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWN OF NORLINA TO REFUSE TO ISSUE ON-PREMISES MALT BEVERAGE PERMITS, with an unfavorable report.

H. B. 625, A BILL TO BE ENTITLED AN ACT CONCERNING DURHAM CITY CONTRACTS FOR ADDITIONAL FACILITY CAPACITY, with a favorable report.

H. B. 624, A BILL TO BE ENTITLED AN ACT TO EXTEND DURHAM'S FAIR HOUSING ORDINANCE TO DISCRIMINATION BASED ON AGE OR HANDICAP, with a favorable report.

H. B. 459, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF DURHAM TO ESTABLISH OVERLAY ZONES, with a favorable report.

S. B. 226, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM NOT TO LEVY ASSESSMENTS ON CITY-OWNED PROPERTY, with a favorable report, as amended.

S. B. 227, A BILL TO BE ENTITLED AN ACT CONCERNING NOTICE OF WITHDRAWAL OF STREET DEDICATION BY THE CITY OF DURHAM, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative A. Hall, the rules are suspended and the following is introduced and read the first time.

By Representative A. Hall:

H. B. 1417, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES IN CREATING FIRE PROTECTION SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT, is referred to the Committee on Finance.

Representative Stamey sends forth the following report concerning confirmation of the Governor's appointments to the State Personnel Commission.

CONFIRMATION OF STATE PERSONNEL APPOINTMENTS

July 3, 1985

The Honorable Liston B. Ramsey
Speaker of the House
2317 State Legislative Building
Raleigh, North Carolina 27611

Dear Speaker Ramsey:

In compliance with the provisions of G. S. 126-2(c)1 that nominees to fill positions on the State Personnel Commission shall be subject to confirmation by the General Assembly, Governor Martin has submitted for confirmation by the General Assembly the following names:

Marlene Safrit of Wake County for a term
expiring July 1, 1991.

Ray Corbett of Edgecombe County for a term
expiring July 1, 1991.

The House State Personnel Committee has considered the nominees and makes the following recommendation:

That the nomination of Marlene Safrit and Ray Corbett as members of the State Personnel Commission be confirmed.

Respectfully submitted,
S/ PEGGY STAMEY
Chairman, State Personnel Committee

On motion of Representative Stamey, the House confirms the appointment of Marlene Safrit to the State Personnel Commission by electronic vote (91-0).

On motion of Representative Stamey, the House confirms the appointment of Ray Corbett to the State Personnel Commission by electronic vote (89-0).

The Senate is so notified by Special Message.

MESSAGES FROM THE SENATE

Th following are received from the Senate:

Committee Substitute for H. B. 284, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGAL LEVEL OF IMPAIRMENT FOR BOAT OPERATORS AND TO REDUCE LITTER ON THE STATE'S WATERS, is returned for concurrence in two Senate amendments and is placed on the Calendar for July 4.

Committee Substitute for H. B. 755, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN AMENDMENTS TO THE POWER OF ATTORNEY STATUTES CONTAINED IN CHAPTER 32A OF THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is returned for concurrence in Senate amendment and is placed on the Calendar for July 4.

Senate Committee Substitute for H. B. 789, A BILL TO BE ENTITLED AN ACT TO OUTLINE WORTHLESS CHECK COLLECTION PROCEDURES, is returned for concurrence in Senate committee substitute and is referred to the Committee on Small Business.

H. B. 1163, A BILL TO BE ENTITLED AN ACT TO EMPOWER THE NORTH CAROLINA BUILDING CODE COUNCIL TO ADOPT EFFICIENCY STANDARDS FOR REPLACEMENT WATER HEATERS, is returned for concurrence in Senate amendment and is placed on the Calendar for July 4.

H. B. 1258, A BILL TO BE ENTITLED AN ACT TO PERMIT QUALIFIED SURETY COMPANIES TO GUARANTEE ARREST BOND CERTIFICATES OFFERED BY AUTOMOBILE CLUBS AND ASSOCIATIONS; REQUIRING THE ACCEPTANCE OF THOSE GUARANTEED ARREST BOND CERTIFICATES IN THE EVENT OF VIOLATION OF CERTAIN MOTOR VEHICLE LAWS; AND TO PROVIDE FOR THE FORFEITURE OF THE GUARANTEED ARREST BOND CERTIFICATES, is returned for concurrence in Senate amendment and is placed on the Calendar for July 4.

Committee Substitute for H. B. 182, A BILL TO BE ENTITLED AN ACT TO

PROVIDE A FAIR PROCEDURE IN PARTITION SALES, is returned for concurrence in four Senate amendments and is placed on the Calendar for July 4.

Committee Substitute for H. B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ORDER OF SEIZURE AND DELIVERY FOR PROPERTY PURCHASED UNDER A CONDITIONAL SALE CONTRACT OR FOR PROPERTY USED AS COLLATERAL EXPIRES IN SIXTY DAYS, is returned for concurrence in four Senate amendments and is placed on the Calendar for July 4.

H. B. 805, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM BOILER AND PRESSURE VESSEL ACT TO RESTORE THE AUTHORITY OF THE COMMISSIONER OF LABOR TO REGULATE CERTAIN HYDROPNEUMATIC PRESSURE VESSELS AND TO MAKE OTHER AMENDMENTS TO THE ACT, is returned for concurrence in two Senate amendments and is placed on the Calendar for July 4.

Senate Committee Substitute for H. B. 1135, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE COOLING-OFF PERIOD IN OFF-PREMISES SALES, is returned for concurrence in Senate committee substitute and is referred to the Committee on Law Enforcement.

Committee Substitute for H. B. 455, A BILL TO BE ENTITLED AN ACT TO PREVENT DOUBLE RECOVERY OF WORKERS' COMPENSATION AND UNEMPLOYMENT BENEFITS, is returned for concurrence in Senate amendment and is placed on the Calendar for July 4.

Senate Committee Substitute for H. B. 536, A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS IN NORTH CAROLINA BY PROVIDING FOR PLACEMENT OF INSURANCE WITH FINANCIALLY SOUND NONADMITTED INSURERS AND FOR A SYSTEM OF REGULATION OF SURPLUS LINES INSURANCE, is returned for concurrence in Senate committee substitute and is referred to the Committee on Insurance.

H. B. 791, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CONFLICT IN THE STATUTES CONCERNING VACANCIES IN MUNICIPAL AND SPECIAL DISTRICT ELECTIVE OFFICES, is returned for concurrence in Senate amendment and is placed on the Calendar for July 4.

H. B. 1065, A BILL TO BE ENTITLED AN ACT TO TREAT JUDGES LIKE OTHER MEMBERS OF THE LEGAL PROFESSION, is returned for concurrence in Senate amendment and is placed on the Calendar for July 4.

Senate Committee Substitute for H. B. 1238, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN CLAIMANTS FROM DISCHARGE OR DEMOTION BY EMPLOYERS FOR INSTITUTING A WORKERS' COMPENSATION CLAIM, is returned for concurrence in Senate committee substitute and is referred to the Committee on Manufacturers and Labor.

CALENDAR

Action is taken on the following:

H. B. 1406, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF SUNSET BEACH, BRUNSWICK COUNTY, TO ASSESS FOR NAVIGATION PROJECTS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, J. W. Crawford, N. J. Crawford, Cromer, DeVane, Diamont, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hughes, Hurst, Jeralds, Jones, Justus, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McDowell, McLaughlin, Michaux, Murphy, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, and Wright — 88.

Voting in the negative: None.

Excused absences: Representatives Decker, Locks, McAlister, Tallent, and Tyson — 5.

H. B. 792, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower,Holmes, Holroyd, Holt, Hudson, Hughes, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lutz, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Owens, Payne, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, Windley, Wood, B. Woodard, and Wright — 88.

Voting in the negative: None.

Excused absences: Representatives Decker, Locks, McAlister, Tallent, and Tyson — 5.

Committee Substitute for S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, FULL OR IN PART, INVENTORIES OF ALL MANUFACTURERS, ALL WHOLESALERS, AND ALL RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY.

On motion of Representative Lancaster, consideration of the bill is postponed until July 4.

Committee Substitute for H. B. 1314, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROHIBIT TAXES ON PROPERTY, TO REQUIRE A STATE SALES TAX OF AT LEAST FIVE PERCENT, AND TO REQUIRE THAT THE TAX REVENUE FROM A FIVE PERCENT STATE SALES TAX AND FROM ONE-HALF THE CORPORATE INCOME TAX BE DISTRIBUTED TO LOCAL GOVERNMENTAL UNITS; TO AUTHORIZE LOCAL INDIVIDUAL INCOME SURTAXES AND LOCAL LAND TRANSFER TAXES; TO

REPEAL LOCAL SALES TAXES, TO INCREASE THE STATE SALES TAX RATE TO EIGHT PERCENT AND ELIMINATE PREFERENTIAL RATES, AND TO PROVIDE A REFUNDABLE INCOME TAX CREDIT TO LOW-INCOME INDIVIDUALS FOR THE ESTIMATED AMOUNT OF SALES AND USE TAXES PAID BY THEM.

On motion of Representative Mavretic, consideration of the bill is postponed until July 9.

Committee Substitute for H. B. 1022, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL AND OTHER AMENDMENTS TO THE PRACTICING PSYCHOLOGISTS' LICENSING ACT.

Representative Quinn offers Amendment No. 1 which is adopted by electronic vote (89-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Ligon, Lilley, Lineberry, Lutz, McDowell, McLaughlin, Michaux, Miller, Mothershead, Murphy, Owens, Pool, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, Walker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 89.

Voting in the negative: Representatives Brown, Cole, and Privette — 3.

Excused absences: Representatives Decker, Locks, McAlister, Tallent, and Tyson — 5.

Committee Substitute for H. B. 1272, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA REQUIREMENTS FOR COMPREHENSIVE HAZARDOUS WASTE TREATMENT FACILITIES BY REQUIRING THE PAYMENT OF CERTAIN FEES.

Representative Sizemore requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted by electronic vote (84-1).

Representative Nesbitt offers Amendment No. 2 which is adopted by electronic vote (51-36).

Representative Hasty offers Amendment No. 3 which is adopted.

Representative Hasty offers Amendment No. 4.

On motion of Representative Nesbitt, seconded by Representative Fitch, Amendment No. 4 is tabled by electronic vote (61-19).

Representative Dawkins offers Amendment No. 5.

On motion of Representative Nesbitt, seconded by Representative Pool, Amendment No. 5 is tabled by electronic vote (66-15).

Representative Nesbitt calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barnes, Barnhill, Beall, Blue, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Chapin, Church, Cochrane, Cole, Colton, N. J. Crawford, Cromer, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, Hasty, Hauser, Hege, Holmes, Holt, Hudson, Huffman, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, McAlister, McDowell, McLaughlin, Michaux, Nesbitt, Noles, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wiser, Wood, and B. Woodard — 79.

Voting in the negative: Representatives Buchanan, Craven, Dawkins, DeVane, M. Hall, Hightower, Hughes, Windley, and C. Woodard — 9.

Excused absences: Representatives Barker, Chalk, Decker, Locks, Miller, Murphy. Tallent, and Tyson — 8.

Excused votes: Representative Sizemore.

S. B. 468, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EXPENSES FOR A WRONGFUL DEATH ACTION MAY BE ADVANCED FROM THE DECEDENT'S ESTATE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ballance, Barbee, Barker, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Foster, Gardner, Greenwood, Hackney, M. Hall, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lineberry, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Walker, E. Warren, Wicker, Windley, Wood, B. Woodard, C. Woodard, and Wright — 87.

Voting in the negative: None.

Excused absences: Representatives Decker, Locks, McAlister, Tallent, and Tyson — 5.

S. B. 752, A BILL TO BE ENTITLED AN ACT TO ENABLE COUNTY BOARDS OF COMMISSIONERS TO EXTEND AND ABOLISH COUNTY WATER AND SEWER DISTRICTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown,

Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, M. Hall, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lineberry, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Owens, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Stamey, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 93.

Voting in the negative: None.

Excused absences: Representatives Decker, Locks, McAlister, Tallent, and Tyson — 5.

Committee Substitute for S. B. 279, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TYPE LAND THAT QUALIFIES FOR TAXATION AT ITS PRESENT-USE VALUE AND TO MAKE TECHNICAL CHANGES CONCERNING ELIGIBILITY FOR PRESENT-USE VALUE TAXATION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Noles, Nye, Owens, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tyndall, Walker, E. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 99.

Voting in the negative: None.

Excused absences: Representatives Decker, Locks, McAlister, Tallent, and Tyson — 5.

Committee Substitute for S. B. 298, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A UNIFORM STATEWIDE SYSTEM OF APPRAISING LAND CLASSIFIED FOR TAXATION AT ITS PRESENT-USE VALUE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, James, Jones, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, McDowell, McLaughlin, Mavretic, Michaux, Miller, Noles, Owens, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 87.

Voting in the negative: Representatives Brubaker, Hege, and Lutz — 3.

Excused absences: Representatives Decker, Locks, McAlister, Tallent, and Tyson — 5.

Committee Substitute for S. B. 587, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT BY A CITY TO TAX-PAYERS OF A FIRE DISTRICT WHEN A CITY ANNEXES TERRITORY IN THE FIRE DISTRICT DURING THE FISCAL YEAR.

Representative Lilley offers Amendment No. 1 which is adopted by electronic vote (79-3).

Representative Lineberry offers Amendment No. 2 which is adopted by electronic vote (75-16). This amendment is ruled to be material, thus constituting the first reading of the bill.

The bill is placed on the Calendar for July 4 for its second roll call reading.

Committee Substitute for S. B. 663, A BILL TO BE ENTITLED AN ACT TO IMPOSE SALES TAX ON ALL PROPERTY SOLD AT FLEA MARKETS, TO REQUIRE ALL PERSONS WHO SELL PROPERTY AT FLEA MARKETS TO DISPLAY THEIR SALES TAX LICENSES, AND TO REQUIRE PERSONS WHO SELL AT FLEA MARKETS TO FURNISH EVIDENCE TO THE LESSOR OF THE MARKET THAT THEY ARE REGISTERED FOR SALES TAX PURPOSES.

On motion of Representative Fletcher, Committee Amendment No. 1 is adopted by electronic vote (89-0).

On motion of Representative Fletcher, Committee Amendment No. 2 is adopted by electronic vote (93-0).

Representative Hightower offers Amendment No. 3 which is adopted by electronic vote (86-10).

Representative Fletcher calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Brannan, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Craven, J. W. Crawford, Creecy, DeVane, Diamont, Duncan, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Gist, Hackney, A. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Huffman, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Lilley, Lineberry, Lutz, McLaughlin, Mavretic, Miller, Noles, Owens, Payne, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Stamey, Tyndall, Walker, E. Warren, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 78.

Voting in the negative: Representatives Bowman, Boyd, Brawley, Cochrane, Colton, N. J. Crawford, Cromer, Dawkins, Esposito, Foster, Gardner, Greenwood, M. Hall, Hege, Holt, Hughes, Kennedy, Ligon, McDowell, Michaux, Mothershead, Murphy, Nesbitt, Pool, Robinson, Spoon, R. Warren, Wicker, and Wood — 29.

Excused absences: Representatives Decker, Locks, McAlister, Tallent, and Tyson — 5.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. J. R. 839, A JOINT RESOLUTION HONORING GUY E. PHILLIPS, is read the first time.

On motion of Representative Quinn, the rules are suspended, and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

Committee Substitute for H. B. 1021, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 153A-77 RELATING TO THE POPULATION OF COUNTIES WITH AUTHORITY OVER COMMISSIONS, BOARDS, AND AGENCIES.

Representative Hudson moves, seconded by Representative Fletcher, that the bill do lie upon the table. This motion fails by electronic vote (40-54).

Representatives Blue, Stamey, Fussell, and Sparrow offer Amendment No. 2 which is adopted by electronic vote (84-18).

The bill, as amended, passes its third reading, by electronic vote (80-20), and is ordered engrossed and sent to the Senate.

House Committee Substitute for S. B. 507, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION, AND TO AUTHORIZE EVICTION OF TENANTS FOR FAILURE TO PAY RENT.

Representative Michaux offers Amendment No. 3.

On motion of Representative Wright, seconded by Representative C. Woodard, Amendment No. 3 is tabled by electronic vote (61-25).

Representative Michaux offers Amendment No. 4 which is adopted by electronic vote (91-2).

Representative Wright calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (80-13), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

S. B. 606, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-116 RELATING TO THE LENGTH OF CERTAIN VEHICLES, passes its third reading, by electronic vote (86-3), and is ordered enrolled.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for S. B. 99, A BILL TO BE ENTITLED AN ACT TO PERMIT

DISABLED VETERANS TO PARK IN HANDICAPPED SPACES, passes its third reading, by electronic vote (82-7), and is ordered enrolled.

Committee Substitute No. 3 for H. B. 1294, A BILL TO BE ENTITLED AN ACT TO PREVENT FELONS FROM PROFITING FROM THEIR STORIES AND OTHER ACCOUNTS OF THEIR CRIMES BY REQUIRING THAT THE PROCEEDS OF THEIR STORIES BE USED TO COMPENSATE THE VICTIMS OF THE CRIMES, passes its second reading, by electronic vote (87-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for H. B. 143, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN OBSCENITY STATUTES.

Representative Miller offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (88-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Payne for the Committee on Manufacturers and Labor:

Committee Substitute for S. B. 750, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PRESSURE VESSELS FROM THE PROVISIONS OF THE UNIFORM BOILER AND PRESSURE VESSEL ACT, with a favorable report.

By Representative Lilley for the Committee on Rules and Operation of the House:

S. J. R. 843, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MILES HOFFMAN RHYNE, with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

S. B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY TO EXERCISE THE POWER OF EMINENT DOMAIN UNDER G. S. 40A-42(a) TO ACQUIRE PROPERTY FOR PUBLIC SAFETY AND OTHER FACILITIES, with a favorable report.

CALENDAR (continued)

H. B. 1410, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO AUTHORIZE THE OBSERVANCE OF A MOMENT OF SILENCE EACH DAY IN SCHOOL, passes its second reading, by electronic vote (95-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 18, A BILL TO BE ENTITLED AN ACT TO ALLOW INDIVIDUALS A FIVE-YEAR CARRY-FORWARD OF ANY UNUSED CHARITABLE DEDUCTION.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (86-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S. B. 690, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE SCHOOL FINANCE PILOT PROJECT.

On motion of Representative Foster, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (91-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for S. B. 681, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT AND IMPLEMENT RULES PROMOTING THE SAFETY OF ALL CHEERLEADERS ENROLLED IN ALL PUBLIC MIDDLE SCHOOLS, JUNIOR HIGH SCHOOLS, AND HIGH SCHOOLS.

On motion of Representative Wright, the bill, as amended, is withdrawn from the Calendar and re-referred to the Committee on Education.

Committee Substitute for S. B. 696, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INDIGENT DEFENDANT'S COMPETENCY EVALUATION REPORT WILL NOT BE FORWARDED TO THE DISTRICT ATTORNEY, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 237, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO PUBLIC SCHOOL EMPLOYEES AND VOLUNTEERS.

On motion of Representative Wright, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (88-2).

Representative Cromer objects to the third reading. The bill remains on the Calendar.

Representative Cromer withdraws his objection to the third reading.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for S. B. 598, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CLAIMS AGAINST DECEDENTS' ESTATES MAY BE PRESENTED BY REGISTERED OR CERTIFIED MAIL, RETURN RECEIPT REQUESTED, OR BY DELIVERY TO THE CLERK OF COURT FOR FILING.

On motion of Representative Wright, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S. B. 125, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FALSE INFORMATION IN STATE EMPLOYEES' FILES SHALL BE DESTROYED.

Representative Fletcher offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (79-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

The Speaker presiding.

S. B. 236, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE PERMITTING THE APPOINTMENT OF TRAFFIC CONTROL OFFICERS AND ESTABLISHING THEIR DUTIES TO APPLY UNIFORMLY THROUGHOUT THE STATE, passes its second reading by electronic vote (87-0).

Representative Easterling objects to the third reading. The bill remains on the Calendar.

Representative Easterling withdraws the objection to the third reading.

The bill passes its third reading and is ordered enrolled.

S. B. 266, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND TO AMEND THE CON STATUTE.

On motion of Representative Pulley, consideration of the bill is postponed until July 4.

S. B. 338, A BILL TO BE ENTITLED AN ACT EXTENDING THE PROVISION OF SERVICES UNDER THIS ARTICLE TO CHILDREN OVER AGE EIGHTEEN IN CERTAIN INSTANCES, passes its second reading, by electronic vote (88-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 596, A BILL TO BE ENTITLED AN ACT TO CLARIFY CONDITIONS OF PROBATION.

On motion of Representative Hackney, Committee Amendment No. 1 is adopted.

On motion of Representative Watkins, consideration of the bill is postponed until July 8.

S. B. 164, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR DISTRIBUTING WINE MADE PRINCIPALLY FROM NORTH CAROLINA GRAPES, passes its second reading, by electronic vote (84-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 374, A BILL TO BE ENTITLED AN ACT TO DISALLOW AS DEDUCTIONS INTEREST ON THE NORTH CAROLINA INHERITANCE TAX, THE FEDERAL ESTATE TAX, AND ON FUNDS BORROWED TO PAY SUCH TAXES.

On motion of Representative Wicker, consideration of the bill is postponed until July 4.

S. B. 536, A BILL TO BE ENTITLED AN ACT TO ALLOW ON-PREMISE SALES OF BEER AT MINI-BREWERIES.

Representative Evans calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (66-26), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 3, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on H. B. 85, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO THE FEDERAL RULES WITH REGARD TO ABUSIVE DISCOVERY PRACTICES, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Miller sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

H. B. 85

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 85, A BILL TO BE ENTITLED AN ACT TO CONFORM THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO THE FEDERAL RULES WITH REGARD TO ABUSIVE DISCOVERY PRACTICES, wish to report as follows: The Conferees adopt Senate amendment number three.

The Senate recedes from Senate amendment number one, and the bill is further amended on page 1, line 3, by deleting the period and inserting in lieu thereof: ", AND CLARIFYING WHEN CONTINUANCES MAY BE GRANTED IN CIVIL AND CRIMINAL PROCEEDINGS." AND on page 5 at lines 25 through 27 by deleting the language on those lines and inserting in lieu thereof:

"Sec. 8. Rule 40(b) of G. S. 1A-1 is amended by adding the following sentence: 'Good cause for granting a continuance shall include those instances when a party to the proceeding, a witness, or counsel of record has an obligation of service to the State of North Carolina, including service as a member of the General Assembly.'

Sec. 9. G. S. 15A-701(b) (7) is amended by adding a new subsection d after subsection c therein as follows:

'd. Good cause for granting a continuance shall include those instances when the

defendant, a witness, or counsel of record has an obligation of service to the State of North Carolina, including service as a member of the General Assembly.'

Sec. 10. Sections 8 and 9 of this act are effective upon ratification.

The remaining sections of this act shall become effective October 1, 1985, and shall apply, insofar as just and practicable, to pending litigation.".

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 3rd day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ WILLIAM W. STATON	S/ GEORGE MILLER, JR.
S/ J. E. EZZELL	S/ JOE HACKNEY
S/ WILLIAM N. MARTIN	S/ MARTIN NESBITT

The Conference Report is adopted, by electronic vote (87-3), and the bill is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 3, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate confirms the appointments of the Governor to the State Personnel Commission as recommended by the State Government Committee in compliance with G. S. 126-2(C) as follows:

Marlene Safrit of Wake County for a term
expiring July 1, 1991

Ray Corbett of Edgecombe County for a term
expiring July 1, 1991.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 3, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate confirms the appointments of the Governor to the Board of Trustees Teachers' and State Employees' Retirement System as recommended by the Senate Pensions and Retirement Committee in compliance with G. S. 135-6 as follows:

Four-year terms – expiring June 30, 1989

Dr. Ronald Copley – New Hanover County

Harry L. Hallyburton – Burke County
O. K. Beatty – Wake County
Capt. William D. Teem – Wake County

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 244, AN ACT TO MAKE THE UNLAWFUL POSSESSION OF HYDROMORPHONE, COMMONLY KNOWN AS DILAUDID, A CLASS I FELONY.

S. B. 259, AN ACT CONCERNING LOCAL MATTERS IN IREDELL COUNTY AND THE CITY OF STATESVILLE, INCLUDING THE DISTRICTING OF THE CITY COUNCIL, COLLECTION OF TAXES, AN OCCUPANCY TAX, STATESVILLE SCHOOL ELECTIONS, AND A CIVIC CENTER AUTHORITY.

S. B. 272, AN ACT TO PROTECT HANDICAPPED PERSONS.

S. B. 288, AN ACT TO ESTABLISH CLEARER AND STRONGER STANDARDS FOR AGREEMENTS BETWEEN DOMESTIC INSURERS AND REINSURERS.

S. B. 296, AN ACT TO EXTINGUISH ANCIENT MINERAL CLAIMS AND TO REQUIRE THE RECORDATION AND LISTING OF THESE CLAIMS FOR TAXATION.

S. B. 433, AN ACT TO ADD ADULTERY AS A GROUND FOR DIVORCE FROM BED AND BOARD.

S. B. 574, AN ACT TO PERMIT VISITATION RIGHTS OF A BIOLOGICAL GRANDPARENT FOLLOWING ADOPTION OF THE GRANDCHILD BY A RELATIVE OR STEPPARENT.

S. B. 578, AN ACT TO AMEND G. S. 143-138(h).

S. B. 721, AN ACT TO CLARIFY THE STATUTES WHICH PROHIBIT UNAUTHORIZED DAMAGE TO RAILROADS AND THEIR PROPERTY.

H. B. 589, AN ACT TO REQUIRE RECORDATION OF TIME SHARE INSTRUMENTS AND TO PROVIDE OTHER PROTECTIONS FOR TIME SHARE PURCHASERS.

H. B. 778, AN ACT TO REGULATE THE SUBMISSION OF LAWS AFFECTING ELECTIONS TO THE UNITED STATES ATTORNEY GENERAL AS REQUIRED BY SECTION FIVE OF THE VOTING RIGHTS ACT OF 1965.

H. B. 866, AN ACT TO ALLOW MUNICIPALITIES TO CREATE SEWER SERVICE DISTRICTS.

H. B. 1212, AN ACT TO CLARIFY PARENT RESPONSIBILITY FOR SCHOOL FEES AND CHARGES.

H. B. 1384, AN ACT TO AUTHORIZE THE DEPARTMENT OF HUMAN RESOURCES TO IMPOSE A REASONABLE FEE ON ALL HANDLERS OF HAZARDOUS WASTE.

H. B. 1385, AN ACT TO CONFORM THE EXPIRATION DATE OF APPOINTMENTS TO THE NORTH CAROLINA AGRICULTURAL FACILITIES FINANCE AGENCY TO THOSE OF OTHER OFFICES.

H. B. 1395, AN ACT TO CHANGE THE ELECTION DATE FOR THE POLK COUNTY BOARD OF EDUCATION FROM MAY TO NOVEMBER.

H. J. R. 847, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ASHLEY MONROE MURPHY, A FORMER MEMBER OF THE GENERAL ASSEMBLY FROM PENDER COUNTY.

H. J. R. 1324, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHATHAM CALHOUN CLARK.

On motion of Representative Lilley, seconded by Representative Diamont, the House adjourns to reconvene July 4 at 10:00 a.m.

ONE HUNDRED EIGHTH DAY

HOUSE OF REPRESENTATIVES
Thursday, July 4, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Locks.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Decker, Hightower, and Ligon for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 726, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE ALCOHOL LAW ENFORCEMENT DIVISION FROM THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY TO THE ABC COMMISSION, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations.

On motion of Representative Miller, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Appropriations.

By Representative Fussell for the Committee on Highway Safety:

S. B. 496, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE OPERATION OF A MOTOR VEHICLE WITH THE VIEW OUTWARD OR INWARD THROUGH THE WINDSHIELD OR WINDOWS OBSCURED, with an unfavorable report as to bill, favorable as to House committee substitute bill, which changes the title.

The House committee substitute bill is placed on the Calendar for July 8. The original bill is placed on the Unfavorable Calendar.

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 1118, A BILL TO BE ENTITLED AN ACT TO FACILITATE APPEALS FROM SMALL CLAIMS COURT TO DISTRICT COURT, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for July 8. The original bill is placed on the Unfavorable Calendar.

By Representative Quinn for the Committee on Finance:

H. B. 4, A BILL TO BE ENTITLED AN ACT TO EXEMPT MONEY FROM THE TAX ON INTANGIBLE PERSONAL PROPERTY AND TO REIMBURSE LOCAL GOVERNMENTAL UNITS FOR THE RESULTING REVENUE LOSS, with an indefinite postponement report.

H. B. 7, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PARTIAL SALES TAX EXEMPTION FOR FUNERAL EXPENSES TO ACCOUNT FOR INFLATION, with an indefinite postponement report.

H. B. 11, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TAX ON INTANGIBLE PERSONAL PROPERTY THAT IS NOW CLASSIFIED AND TAXED AT SPECIFIC RATES, AND TO AUTHORIZE COUNTIES TO LEVY ADDITIONAL ONE-HALF PERCENT LOCAL SALES AND USE TAXES, with an indefinite postponement report.

H. B. 20, A BILL TO BE ENTITLED AN ACT TO PROVIDE A REFUNDABLE INCOME TAX CREDIT TO LOW-INCOME INDIVIDUALS FOR THE ESTIMATED AMOUNT OF SALES AND USE TAXES PAID BY THEM ON FOOD, with an indefinite postponement report.

H. B. 26, A BILL TO BE ENTITLED AN ACT TO REDUCE INDIVIDUAL INCOME TAXES BY LOWERING THE TAX RATES APPLICABLE TO THE TWO LOWEST TAX BRACKETS, with an indefinite postponement report.

H. B. 31, A BILL TO BE ENTITLED AN ACT TO CONFORM THE STATE DEPENDENT CARE CREDIT TO THE FEDERAL CREDIT REGARDING CARE FOR A DISABLED DEPENDENT OR SPOUSE AND THE MAXIMUM AMOUNT OF EMPLOYMENT-RELATED EXPENSES ELIGIBLE FOR THE CREDIT, with an indefinite postponement report.

H. B. 66, A BILL TO BE ENTITLED AN ACT TO REVISE THE PROPERTY TAX HOMESTEAD EXEMPTION BY INCREASING THE EXEMPTION AND BY PROVIDING A VARIABLE EXEMPTION THAT INCREASES AS THE AGE OF THE OWNER INCREASES, AND TO REIMBURSE LOCAL GOVERNMENTAL UNITS FOR PART OF THE RESULTING REVENUE LOSS, with an indefinite postponement report.

H. B. 148, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SALES TAX ON FOOD, TO REIMBURSE CITIES AND COUNTIES FOR THE RESULTING LOSS OF LOCAL SALES TAX REVENUE, TO RAISE THE STATE SALES TAX BY ONE-HALF PERCENT, AND TO MAKE CONFORMING CHANGES IN THE LOCAL SALES TAX LAWS, with an indefinite postponement report.

H. B. 149, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATE AND LOCAL SALES TAXES ON ITEMS PURCHASED WITH FOOD STAMPS OR WITH A SUPPLEMENTAL FOODS INSTRUMENT, with an indefinite postponement report.

H. B. 187, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CLASS A INHERITANCE TAX CREDIT, with an indefinite postponement report.

H. B. 190, A BILL TO BE ENTITLED AN ACT TO CONVERT THE CLASS A INHERITANCE TAX CREDIT INTO A GENERAL INHERITANCE TAX CREDIT THAT IS AVAILABLE FIRST TO CLASS A BENEFICIARIES AND THEN TO CLASS B AND C BENEFICIARIES, with an indefinite postponement report.

H. B. 268, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATE GIFT TAX, with an indefinite postponement report.

H. B. 281, A BILL TO BE ENTITLED AN ACT TO ALLEVIATE THE INHERITANCE TAX BURDEN BY EXEMPTING ALL PROPERTY PASSING TO A SURVIVING SPOUSE FROM INHERITANCE TAX AND BY PROVIDING A GENERAL INHERITANCE TAX CREDIT, with an indefinite postponement report.

H. B. 520, A BILL TO BE ENTITLED AN ACT TO ENACT "THE TAX RELIEF ACT OF 1985", with an indefinite postponement report.

H. B. 1079, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL CIVIL FINES AND PENALTIES COLLECTED BY THE STATE BE PAID INTO THE COUNTY SCHOOL FUND OF THE COUNTY IN WHICH THE ACTS FOR WHICH THE FINES AND PENALTIES WERE LEVIED OCCURRED, with a favorable report.

On motion of Representative Watkins, the rules are suspended and the bill is placed before the House for immediate consideration.

The bill passes its second reading, by electronic vote (99-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H. B. 1300, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INTANGIBLES TAX FILING THRESHOLD AND TO PROVIDE AN INTANGIBLES TAX CREDIT EQUAL TO THE FILING THRESHOLD, with an indefinite postponement report.

H. B. 1417, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES IN CREATING FIRE PROTECTION SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT, with a favorable report.

On motion of Representative A. Hall, the rules are suspended and the bill is placed on today's Calendar.

House Committee Substitute for Senate Committee Substitute for S. B. 738, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF INSURANCE BY MAKING TECHNICAL IMPROVEMENTS AND OTHER NEEDED CHANGES, with a favorable report.

On motion of Representative Nesbitt, the rules are suspended and the House committee substitute bill is placed on today's Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for H. B. 286, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF FINANCIAL RECORDS, is returned for concurrence in Senate committee Substitute.

On motion of Representative Blue, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Blue, the House does not concur in the Senate committee substitute and a conference committee is requested.

The Speaker appoints as conferees on the part of the House, Representative Blue, Chairman; Representatives Lancaster, Barnes, Fitch, and Holt and the Senate is so notified by Special Message.

Senate Committee Substitute for H. B. 712, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VARIOUS CHANGES IN STATE AND LOCAL RETIREMENT, is returned for concurrence in Senate committee substitute and is referred to the Committee on Pensions and Retirement.

Committee Substitute for S. B. 49, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STATE AND LOCAL FUNDING RESPONSIBILITIES FOR THE UNIFORM SYSTEM OF FREE PUBLIC SCHOOLS, is read the first time and is referred to the Committee on Education.

Committee Substitute for S. B. 303, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 50 OF THE GENERAL STATUTES TO ESTABLISH PROCEDURES FOR WITHHOLDING FROM WAGES AND OTHER INCOME IN CHILD SUPPORT CASES AS REQUIRED BY FEDERAL LAW, is read the first time and is referred to the Committee on Judiciary No. 3.

S. B. 735, A BILL TO BE ENTITLED AN ACT TO MAKE ATTENDANCE COUNSELORS SCHOOL SOCIAL WORKERS, is read the first time and is referred to the Committee on Education.

Committee Substitute for H. B. 516, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 7A-517 TO PROHIBIT SEXUAL EXPLOITATION OF CHILDREN, is returned for concurrence in Senate amendment and is placed on the Calendar for July 5.

H. B. 834, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL TECHNICAL AMENDMENTS TO THE ELECTION LAWS, is returned for concurrence in six Senate amendments and is placed on the Calendar for July 5.

Committee Substitute for S. B. 612, A BILL TO BE ENTITLED AN ACT TO PERMIT THE COMMISSIONER OF MOTOR VEHICLES TO ISSUE FICTITIOUS LICENSES AND REGISTRATION PLATES TO LOCAL LAW ENFORCEMENT OFFICERS UNDER CERTAIN CIRCUMSTANCES, is read the first time and is referred to the Committee on Judiciary No. 2.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Brawley, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for H. B. 680, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE PERSONNEL ACT, is returned for concurrence in Senate committee substitute.

On motion of Representative Stamey, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Stamey, the House concurs in the Senate committee substitute, by electronic vote (79-0), and the bill is ordered enrolled.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 182, A BILL TO BE ENTITLED AN ACT TO PROVIDE A FAIR PROCEDURE IN PARTITION SALES.

On motion of Representative Lancaster, the House concurs in Senate Amendment No. 1, by electronic vote (88-0), in Senate Amendment No. 2, by electronic vote (85-0), in Senate Amendment No. 3, by electronic vote (86-0), and in Senate Amendment No. 4, by electronic vote (86-0), and the bill is ordered enrolled.

H. B. 791, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CONFLICT IN THE STATUTES CONCERNING VACANCIES IN MUNICIPAL AND SPECIAL DISTRICT ELECTIVE OFFICES.

On motion of Representative Anderson, the House concurs in the Senate amendment, by electronic vote (75-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 284, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGAL LEVEL OF IMPAIRMENT FOR BOAT OPERATORS AND TO REDUCE LITTER ON THE STATE'S WATERS.

On motion of Representative Hackney, the House concurs in Senate Amendment No. 1, by electronic vote (81-1), and in Senate Amendment No. 2, by electronic vote (76-6), and the bill is ordered enrolled.

Committee Substitute for H. B. 755, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN AMENDMENTS TO THE POWER OF ATTORNEY STATUTES CONTAINED IN CHAPTER 32A OF THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Hackney, the House concurs in the Senate amendment, by electronic vote (83-0), and the bill is ordered enrolled.

H. B. 1163, A BILL TO BE ENTITLED AN ACT TO EMPOWER THE NORTH CAROLINA BUILDING CODE COUNCIL TO ADOPT EFFICIENCY STANDARDS FOR REPLACEMENT WATER HEATERS.

On motion of Representative Miller, the House concurs in the Senate amendment, by electronic vote (87-0), and the bill is ordered enrolled.

H. B. 805, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM BOILER AND PRESSURE VESSEL ACT TO RESTORE THE AUTHORITY OF

THE COMMISSIONER OF LABOR TO REGULATE CERTAIN HYDROPNEUMATIC PRESSURE VESSELS AND TO MAKE OTHER AMENDMENTS TO THE ACT.

On motion of Representative Hudson, the House concurs in Senate Amendment No. 1, by electronic vote (88-0), and in Senate Amendment No. 2, by electronic vote (89-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 455, A BILL TO BE ENTITLED AN ACT TO PREVENT DOUBLE RECOVERY OF WORKER'S COMPENSATION AND UNEMPLOYMENT BENEFITS.

On motion of Representative Holroyd, the House concurs in the Senate amendment, by electronic vote (78-0), and the bill is ordered enrolled.

H. B. 1258, A BILL TO BE ENTITLED AN ACT TO PERMIT QUALIFIED SURETY COMPANIES TO GUARANTEE ARREST BOND CERTIFICATES OFFERED BY AUTOMOBILE CLUBS AND ASSOCIATIONS; REQUIRING THE ACCEPTANCE OF THOSE GUARANTEED ARREST BOND CERTIFICATES IN THE EVENT OF VIOLATION OF CERTAIN MOTOR VEHICLE LAWS; AND TO PROVIDE FOR THE FORFEITURE OF THE GUARANTEED ARREST BOND CERTIFICATES.

On motion of Representative N. J. Crawford, the House concurs in the Senate amendment, by electronic vote (78-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ORDER OF SEIZURE AND DELIVERY FOR PROPERTY PURCHASED UNDER A CONDITIONAL SALE CONTRACT OR FOR PROPERTY USED AS COLLATERAL EXPIRES IN SIXTY DAYS.

On motion of Representative Lancaster, the House does not concur in the Senate amendment, by electronic vote (81-2), and conferees are requested.

The Speaker announces the appointment of Representative Lancaster, Chairman; Representatives Hasty and Holt as conferees and the Senate is so notified by Special Message.

H. B. 1065, A BILL TO BE ENTITLED AN ACT TO TREAT JUDGES LIKE OTHER MEMBERS OF THE LEGAL PROFESSION.

On motion of Representative Beall, the House concurs in the Senate amendment, by electronic vote (84-2), and the bill is ordered enrolled.

S. B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY TO EXERCISE THE POWER OF EMINENT DOMAIN UNDER G. S. 40A-42(a) TO ACQUIRE PROPERTY FOR PUBLIC SAFETY AND OTHER FACILITIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Craven, N. J. Crawford, Dawkins, DeVane, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, M. Hall, Hasty, Hauser, Holroyd, Holt, Hudson, Huffman, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn,

Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tyndall, Walker, R. Warren, Watkins, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 84.

Voting in the negative: None.

Excused absences: Representatives Beard, Decker, Hightower, and Ligon — 4.

H. B. 1417, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES IN CREATING FIRE PROTECTION SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barker, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, J. W. Crawford, N. J. Crawford, Dawkins, Diamont, Duncan, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wiser, Wood, B. Woodard, and Wright — 88.

Voting in the negative: Representatives Barnes and Cromer — 2.

Excused absences: Representatives Beard, Decker, Hightower, Ligon, and Tyson — 5.

Committee Substitute No. 2 for H. B. 658, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER IV OF THE CHARTER OF THE CITY OF GREENSBORO RELATING TO MINORITY AND WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS IN CONTRACT SPECIFICATIONS.

On motion of Representative Gist, seconded by Representative Fitch, the bill is tabled, by electronic vote (90-3), on its third reading.

Committee Substitute for H. B. 588, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN BLADEN COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 459, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF DURHAM TO ESTABLISH OVERLAY ZONES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 625, A BILL TO BE ENTITLED AN ACT CONCERNING DURHAM CITY CONTRACTS FOR ADDITIONAL FACILITY CAPACITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H. B. 624, A BILL TO BE ENTITLED AN ACT TO EXTEND DURHAM'S FAIR HOUSING ORDINANCE TO DISCRIMINATION BASED ON AGE OR HANDICAP, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S. B. 226, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM NOT TO LEVY ASSESSMENTS ON CITY-OWNED PROPERTY.

On motion of Representative Michaux, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

S. B. 227, A BILL TO BE ENTITLED AN ACT CONCERNING NOTICE OF WITHDRAWAL OF STREET DEDICATION BY THE CITY OF DURHAM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Representative Hunt, Speaker Pro Tempore, presiding.

Committee Substitute for H. B. 1022, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL AND OTHER AMENDMENTS TO THE PRACTICING PSYCHOLOGISTS' LICENSING ACT.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Dawkins, DeVane, Diamont, Duncan, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Fitch, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Holmes, Holt, Hudson, Huffman, Hughes, James, Jones, Justus, Keesee-Forrester, Lilley, Locks, Lutz, McDowell, McLaughlin, Michaux, Mothershead, Murphy, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Walker, R. Warren, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 83.

Voting in the negative: Representatives Cromer, Hege, and Kennedy — 3.

Excused absences: Representatives Beard, Decker, Hightower, Ligon, and Tyson — 5.

Committee Substitute for H. B. 1272, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA REQUIREMENTS FOR COMPREHENSIVE HAZARDOUS WASTE TREATMENT FACILITIES BY REQUIRING THE PAYMENT OF CERTAIN FEES.

Representative Sizemore requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Hasty offers Amendment No. 6 which is adopted by electronic vote (90-0).

Representative Dawkins offers Amendment No. 7.

Representative Dawkins calls the previous question on the amendment and the call is sustained by electronic vote (84-5).

On motion of the Chair, consideration of the bill is temporarily displaced.

On motion of Representative Nesbitt, the bill is placed back on the Calendar.

Now the question before the House is the adoption of Amendment No. 7.

Amendment No. 7 fails of adoption by electronic vote (42-49).

Representative Nesbitt calls the previous question on the passage of the bill and the call is sustained by electronic vote (86-11).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Cromer, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Fletcher, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Holroyd, Holt, Hudson, Huffman, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McDowell, McLaughlin, Mavretic, Miller, Mothershead, Murphy, Nesbitt, Nye, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, and Wright — 86.

Voting in the negative: Representatives Buchanan, Dawkins, DeVane, Fitch, Foster, Hasty, Hege, Holmes, Locks, McAlister, Noles, and C. Woodard — 12.

Excused absences: Representatives Beard, Decker, Hightower, Hughes, Ligon, and Tyson — 6.

Excused votes: Representative Sizemore.

S. B. 468, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EXPENSES FOR A WRONGFUL DEATH ACTION MAY BE ADVANCED FROM THE DECEDENT'S ESTATE, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, Cromer, Dawkins, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Evans, Fitch, Fletcher, Foster, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holt, Hudson, Huffman, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mothershead, Murphy, Nesbitt, Noles, Nye, Pool, Privette, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Tallent, Tyndall, Walker, R. Warren, Windley, Wiser, Wood, B. Woodard, and Wright — 85.

Voting in the negative: None.

Excused absences: Representatives Beard, Decker, Hightower, Hughes, Ligon, and Tyson — 6.

Excused votes: Representative Sizemore.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 1089, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITALS, with an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Wright, the rules are suspended and the substitute bill is placed before the House for immediate consideration. The original bill is placed on the Unfavorable Calendar.

The substitute bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Bumgardner, Chalk, Chapin, Church, Cochrane, Craven, Dawkins, DeVane, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Huffman, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Miller, Murphy, Nesbitt, Noles, Owens, Pool, Privette, Pulley, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 83.

Voting in the negative: Representatives Cole, Hege, and Michaux — 3.

Excused absences: Representatives Beard, Decker, Hightower, Hughes, Ligon, and Tyson — 6.

Committee Substitute for H. B. 850, A BILL TO BE ENTITLED AN ACT TO REQUIRE REAL PROPERTY TRANSFER DISCLOSURE STATEMENTS, with an unfavorable report.

Committee Substitute for S. B. 461, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PRIVATE SALE OF REDEVELOPMENT PROPERTY, with a favorable report.

S. B. 590, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SLOT MACHINE AS IT RELATES TO ARCADE AMUSEMENT MACHINES, VIDEO GAMES, AND OTHER DEVICES, with a favorable report.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 327, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A ONE-TIME TAX AMNESTY PROGRAM TO ENCOURAGE PAYMENT OF UNPAID, UNREPORTED, OR ASSESSED BUT UNPAID INCOME TAXES AND SALES AND USE TAXES, with an unfavorable report as to Committee Substitute Bill No. 1, favorable as to Committee Substitute Bill No. 2.

Committee Substitute Bill No. 2 is placed on the Calendar for July 8. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H. B. 1049, A BILL TO BE ENTITLED AN ACT CONCERNING VENUE FOR JUDICIAL REVIEW UNDER THE ADMINISTRATIVE PROCEDURE ACT, with a favorable report, as amended.

H. B. 1260, A BILL TO BE ENTITLED AN ACT TO REINSTATE THE OFFENSE OF PUBLIC DRUNKENNESS, with an indefinite postponement report.

By Representative C. Woodard for the Committee on Small Business:

H. B. 789, A BILL TO BE ENTITLED AN ACT TO OUTLINE WORTHLESS CHECK COLLECTION PROCEDURES, with recommendation that the House concur.

S. B. 587, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT BY A CITY TO TAX-PAYERS OF A FIRE DISTRICT WHEN A CITY ANNEXES TERRITORY IN THE FIRE DISTRICT DURING THE FISCAL YEAR, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affiramative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holt, Hudson, Huffman, Hughes, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Michaux, Mothershead, Murphy, Nesbitt, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, B. Woodard, and C. Woodard — 89.

Voting in the negative: Representative Wood.

Excused absences: Representatives Beard, Decker, Hightower, Ligon, and Tyson — 5.

S. B. 752, A BILL TO BE ENTITLED AN ACT TO ENABLE COUNTY BOARDS OF COMMISSIONERS TO EXTEND AND ABOLISH COUNTY WATER AND SEWER DISTRICTS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brubaker, Chalk, Chapin, Church, Cochrane, Cole, J. W. Crawford, N. J. Crawford, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Holroyd, Hudson, Huffman, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Noles, Owens, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 82.

Voting in the negative: None.

Excused absences: Representatives Beard, Decker, Hightower, Hughes, Ligon, and Tyson — 6.

Committee Substitute for S. B. 279, A BILL TO BE ENTITLED AN ACT TO

CLARIFY THE TYPE LAND THAT QUALIFIES FOR TAXATION AT ITS PRESENT-USE VALUE AND TO MAKE TECHNICAL CHANGES CONCERNING ELIGIBILITY FOR PRESENT-USE VALUE TAXATION.

Representative Lilley offers Amendment No. 1 which is adopted by electronic vote (85-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hauser, Hege, Holroyd, Hudson, Huffman, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Murphy, Owens, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 83.

Voting in the negative: None.

Excused absences: Representatives Beard, Decker, Hightower, Hughes, Ligon, and Tyson — 6.

Committee Substitute for S. B. 298, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A UNIFORM STATEWIDE SYSTEM OF APPRAISING LAND CLASSIFIED FOR TAXATION AT ITS PRESENT-USE VALUE, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Holroyd, Holt, Hudson, Huffman, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Owens, Privette, Quinn, Redwine, Rhodes, Rhyne, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, and B. Woodard — 85.

Voting in the negative: None.

Excused absences: Representatives Beard, Decker, Hightower, Hughes, Ligon, and Tyson — 6.

The Speaker presiding.

Committee Substitute for S. B. 663, A BILL TO BE ENTITLED AN ACT TO IMPOSE SALES TAX ON ALL PROPERTY SOLD AT FLEA MARKETS, TO REQUIRE ALL PERSONS WHO SELL PROPERTY AT FLEA MARKETS TO DISPLAY THEIR SALES TAX LICENSES, AND TO REQUIRE PERSONS WHO SELL

AT FLEA MARKETS TO FURNISH EVIDENCE TO THE LESSOR OF THE MARKET THAT THEY ARE REGISTERED FOR SALES TAX PURPOSES.

Representative Owens offers Amendment No. 4 which is adopted by electronic vote (91-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Blue, Boyd, Brannan, Brinkley, Brown, Brubaker, Bumgardner, Chalk, Chapin, Church, Cole, Craven, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, Fitch, Fletcher, Fussell, Gardner, Gist, Hackney, A. Hall, M. Hall, Hasty, Hauser, Holroyd, Hudson, Huffman, Hunt, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Lilley, Lineberry, Locks, Lutz, McLaughlin, Mavretic, Michaux, Miller, Nye, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Tallent, Tyndall, R. Warren, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 74.

Voting in the negative: Representatives Bowman, Brawley, Cochrane, N. J. Crawford, Foster, Greenwood, Hege, Kennedy, McDowell, Murphy, Pool, Robinson, and Wicker — 13.

Excused absences: Representatives Beard, Decker, Hightower, Hughes, Ligon, and Tyson — 6.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 74, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE RESPONSIBILITY FOR ISSUING BINGO LICENSES AND ESTABLISHING AUDIT PROCEDURES FOR BINGO ACCOUNTS FROM THE DEPARTMENT OF REVENUE TO CITIES AND COUNTIES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Miller, Committee Amendments Nos. 1, 2, and 3 are adopted.

The bill is engrossed and re-referred to the Committee on Finance.

H. B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO SECURE MEDICAL, SURGICAL, PSYCHIATRIC, PSYCHOLOGICAL AND OTHER CARE OR TREATMENT FOR A JUVENILE IN THE CUSTODY OR PHYSICAL CUSTODY OF A COUNTY DEPARTMENT OF SOCIAL SERVICES, with a favorable report, as amended.

H. B. 979, A BILL TO BE ENTITLED AN ACT TO AMEND THE SAFE ROADS ACT, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Miller, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Finance.

Representative Quinn sends forth the following Conference Report, which is ruled to be material, and moves its adoption:

CONFERENCE REPORT

Senate Committee Substitute for
House Committee Substitute for H. B. 222

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on Senate Committee Substitute for House Bill 222 (Fifth Edition Engrossed), A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS, wish to report as follows: The House concurs in the Senate Committee Substitute (Fifth Edition Engrossed), with the following amendments:

on page 1, line 7, by rewriting that line to read:

"Section 1. G. S. 105-2 is amended as follows:

(1) by designating the current language of that section as subsection (a);

(2) by deleting subdivisions (7) and (7a) of subsection (a), as designated by this act; and

(3) by adding a new subsection to read:

'(b) Nontaxable property passing from one spouse to the other is includible in the deceased spouse's gross estate as follows:

(1) When real property held by a husband and wife as tenants by the entirety or as joint tenants with the right of survivorship passes to the surviving tenant upon the death of the other tenant, one-half of the fair market value of the property is includible in the deceased tenant's gross estate.

(2) When funds in a joint deposit account or corporate stocks or investment securities held by a husband and wife as joint tenants with the right of survivorship passes to the surviving tenant upon the death of the other tenant, one-half of the amount in the deposit account and one-half of the fair market value of the stock or securities is includible in the deceased tenant's gross estate.' ";

and on page 1, lines 17 and 18, by deleting the phrase "of twenty-six thousand one hundred fifty dollars" and substituting the phrase "in the amount specified in the following table";

and on page 2, line 1, by rewriting that line to read: "beneficiary.

For Decedents Dying on or After	Amount of Credit
August 1, 1985	$ 2,350
July 1, 1986	8,150
January 1, 1987	14,150
January 1, 1988	20,150
January 1, 1989	26,150

This credit is allowed to Class A beneficiaries in";

and on page 2, lines 17 and 18, by inserting a new section between those lines to read:

"Sec. 3.1. The second sentence of G. S. 105-22, the second paragraph of G. S. 105-23, and the second sentence of G. S. 28A-21-2(a) are each amended by deleting the phrase 'one hundred thousand dollars ($100,000)' and substituting the phrase 'seventy-five thousand dollars ($75,000)'.";

and on page 3, lines 8 through 11, by rewriting those lines to read: "the date 'April 1, 1983' and substituting the date 'December 31, 1984' ";

and on page 4, line 6, by rewriting that line to read:

" '§ 105-151.15. **General credit for individuals with low or moderate incomes.**---";

and on page 4, lines 11 through 14, by deleting the sentence that begins with the word "This";

and on page 4, lines 21 through 23, by rewriting those lines to read:

"$ 0- 5,000	$25
5,001-10,000	20
10,001-15,000	15"

and on page 5, line 8, by adding the word "and" at the end of that line;

and on page 5, line 10, by changing the semicolon at the end of that line to a period and deleting the word "and";

and on page 5, line 28, by deleting the phrase ", **retailers, and wholesalers";**

and on page 6, line 1, by deleting the word "Manufacturers" and substituting the word "Credit";

and on page 6, line 3, by deleting the phrase "fifty percent (50%)" and substituting the phrase "twenty percent (20%)";

and on page 6, lines 9 through 14, by deleting lines 9 through 13 and relettering subsection (c) on line 14 as subsection (b);

and on page 6, line 23, by inserting between the words "credit" and "against" the phrase ", not to exceed one thousand dollars ($1,000),";

and on page 7, line 11, by rewriting that line to read:
"taxpayer. If a credit allowed by a section of this Division, other than G. S. 105-163.07, exceeds the ";

and on page 11, lines 21 and 22, by inserting a new section between those lines to read: "Sec. 23.1. G. S. 105-163.06(a), as enacted by this act, is amended by deleting the phrase 'twenty percent (20%)' and substituting the phrase 'forty percent (40%)'."

and on page 14, line 12, by deleting the words "each place" and substituting the words "all places";

and on page 15, lines 4 and 5, by deleting the phrase twenty-nine million one hundred thousand dollars ($29,100,000)" and substituting the phrase "twenty-eight million six hundred thousand ($28,600,000)";

and on page 15, line 24, by adding a new sentence on that line to read:

"Any taxes collected pursuant to G. S. 105-199, 105-200, or 105-205 on or after July 1,

1985, shall remain in the General Fund, and any refunds made on or after July 1, 1985, of taxes collected pursuant to G. S. 105-199, 105-200, or 105-205 shall be charged against the General Fund.";

and on page 15, lines 25 through 28, by rewriting those lines to read:

"Sec. 33. G. S. 105-202 is amended as follows:

(1) by deleting the phrase 'demands, claims, deposits or share accounts in out-of-state building and loan and savings and loan associations' in the first sentence of that section; and

(2) by deleting the phrase 'demands, claims' in the first, second, and fourth paragraphs of that section.";

and on page 18, lines 16 through 21, by deleting those lines;

and on page 18, line 22, and page 19, lines 3 and 14, by renumbering sections 43 through 45 as 42 through 44;

and on page 19, lines 6 through 13, by rewriting those lines to read:

" 'The Secretary shall then increase the amount allocable to each county by a sum equal to forty percent (40%) of the amount of tax on accounts receivable allocated to the county on the basis of collections.' "

and on page 19, lines 16 through 27, and page 20, line 1, by rewriting those lines to read:

"it appears and substituting the phrase 'ten thousand dollars ($10,000)'.

Sec. 45. G. S. 105-277.1(a) (2) is amended by deleting the phrase 'nine thousand dollars ($9,000)' and substituting the phrase 'ten thousand dollars ($10,000)'.

Sec. 46. G. S. 105-277.1A(d) is amended by deleting the phrase 'fifteen percent (15%)' and substituting the phrase 'thirty-five percent (35%)'.

Sec. 47. G. S. 105-309(f) is amended by deleting the phrase 'eight thousand five hundred dollars ($8,500)' and substituting the phrase 'ten thousand dollars ($10,000)', and by deleting the phrase 'nine thousand dollars ($9,000)' and substituting the phrase 'ten thousand dollars ($10,000)'.

Sec. 48. G. S. 105-277.1 is amended by deleting the phrase 'ten thousand dollars ($10,000)' the first time it appears in subsection (a) and when it appears in subsection (b) and by substituting the phrase 'twelve thousand dollars ($12,000)'.

Sec. 49. G. S. 105-277.1(a) (2) is amended by deleting the phrase 'ten thousand dollars ($10,000)' and substituting the phrase (eleven thousand dollars '$11,000)'.

Sec. 50. G. S. 105-277.1A(d) is amended by deleting the phrase 'thirty-five percent (35%)' and substituting the phrase 'fifty percent (50%)'.

Sec. 51. G. S. 105-309(f) is amended by deleting the phrase 'ten thousand dollars ($10,000)' the first time it appears and substituting the phrase 'twelve thousand dollars ($12,000)', and by deleting the phrase 'ten thousand dollars ($10,000)' the second and third times it appears and substituting the phrase 'eleven thousand dollars ($11,000)'.

Sec. 52. G. S. 105-277 is amended by adding a new subsection to read:

'(i) Retailers' and Wholesalers' Inventories. Tangible personal property in the inventories of a retailer or wholesaler is designated a special class of property pursuant to Article

V, § 2(2) of the North Carolina Constitution and is taxable at ninety percent (90%) of the rate levied on other tangible personal property by the taxing unit in which the property is situated.'

Sec. 52.1. G. S. 105-277(i), as enacted by this act, is amended by deleting the phrase 'ninety percent (90%)' and substituting the phrase 'eighty percent (80%)'.

Sec. 53. Article 12 of Chapter 105 of the General Statutes is amended by adding a new section between G. S. 105-277 and 105-277.01 to read:

'§ 105-277A. **Reimbursement for partial exclusion of retailers' and wholesalers' inventories.** — (a) The Secretary of Revenue shall reimburse taxing units for the partial property tax exclusion provided for retailers' and wholesalers' inventories as provided in this section. As soon as practicable after January 1 of 1987, the Secretary shall distribute to each taxing unit the unit's per capita share of the sum of nine million six hundred thousand dollars ($9,600,000). As soon as practicable after January 1 of 1988, the Secretary shall distribute to each taxing unit the unit's per capita share of the sum of twenty million eight hundred thousand dollars ($20,800,000). Thereafter, as soon as practicable after January 1 of each year the Secretary shall distribute to each taxing unit the unit's per capita share of the sum distributed to all taxing units the previous year, plus or minus an amount that equals the product of the sum distributed the previous year and the percentage by which State disposable personal income has increased or decreased during the most recent 12-month period for which state personal income data has been compiled by the Bureau of Economic Analysis of the United States Department of Commerce.

To make the per capita distributions required by this section, the Secretary shall first allocate the sum to be distributed among the counties on a per capita basis. The Secretary shall then compute a per capita distributable amount for each county by dividing the amount allocated to a county by the total population of the county, plus the population of any incorporated towns and cities located in the county. Each taxing unit in a county, including the county itself, shall receive the product of the population of the taxing unit and the per capita distributable amount for that county. The Secretary shall use the most recent annual population estimates certified by the State Budget Officer in determining the population of taxing units.

(b) Funds received by a county or city pursuant to this section because the county or city was collecting taxes for another unit of government or special district shall be credited to the funds of that other unit or district in accordance with regulations issued by the Local Government Commission.

(c) To pay for the reimbursement under this section and the cost to the Department of Revenue for administering the reimbursement, the Secretary of Revenue may withhold from net collections received by the Department under Article 4 of Chapter 105 an amount equal to the reimbursement and the cost of administering the reimbursement.";

and on page 20, line 4, by renumbering section 49 as section 54;"

and on page 20, line 28, by rewriting that line to read:

"Name of Act and Effective Dates.

Sec. 55. This act shall be known as the 'Tax Reduction Act of 1985'.";

and on page 21, lines 1 and 8, by renumbering sections 50 and 51 as sections 56 and 57;

and on page 21, line 8, by deleting the number "3" and substituting the number "3.1";

and on page 21, line 9, by deleting the date "July 1, 1986" and substituting the date "August 1, 1985";

and on page 21, line 12, by deleting the number "12" and substituting the number "11";

and on page 21, line 14, by deleting the number "13" and substituting the number "12";

and on page 21, lines 16 through 20, by rewriting those lines to read:

"Sec. 23.1 shall become effective for taxable years beginning on or after January 1, 1987. Section 24 shall become effective July 1, 1986. Section 25 shall become effective October 1, 1985. Sections 26 through 30.1 shall become effective August 1,";

and on page 21, lines 25-28, and page 22, lines 1-4, by rewriting those lines to read:

"shall become effective July 1, 1986. Section 42 is effective for taxable years beginning on or after January 1, 1985. Section 43 shall become effective July 1, 1986. Sections 44 through 47 are effective for taxable years beginning on or after January 1, 1986. Sections 48 through 51 are effective for taxable years beginning on or after January 1, 1987. Section 52 is effective for taxable years beginning on or after January 1, 1986. Section 52.1 shall become effective for taxable years beginning on or after January 1, 1987. Section 53 shall become effective January 1, 1987. Section 54 is effective upon ratification and applies to taxes on motor fuel purchased on or after January 1, 1985. Sections 55, 56, and 57 are effective upon ratification.";

And the Senate concurs in these amendments.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 4th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Marshall Rauch	S/ Dwight Quinn
S/ R. P. Thomas	S/ Joe Mavretic
S/ Kenneth Royal	S/ George Miller
S/ Robert Warren	S/ William Watkins
S/ Tony Rand	S/ Dennis Wicker

The Conference Report is received, read the first time, and placed on the Calendar for its second roll call reading.

CALENDAR (continued)

Committee Substitute for S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, FULL OR IN PART, INVENTORIES OF ALL MANUFACTURERS, ALL WHOLESALERS, AND ALL RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY.

Representative Lancaster calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Speaker Ramsey, Representatives Anderson,

Ballance, Barbee, Barker, Barnes, Beall, Blue, Bowman, Boyd, Brannan, Brinkley, Brubaker, Buchanan, Bumgardner, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Dawkins, DeVane, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fletcher, Fussell, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Hunt, Hurst, James, Jeralds, Jones, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, Mavretic, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Sparrow, Stamey, Tyndall, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 74.

Voting in the negative: Representatives Barnhill, Brawley, Brown, Chalk, Cochrane, Cole, Craven, Cromer, Diamont, Duncan, Esposito, Fitch, Foster, Gardner, M. Hall, Hege, Huffman, Justus, Keesee-Forrester, McLaughlin, Michaux, Noles, Privette, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Spoon, Tallent, Walker, R. Warren, Windley, and Wood — 34.

Excused absences: Representatives Beard, Decker, Hightower, Hughes, Ligon, and Tyson — 6.

Committee Substitute for S. B. 750, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PRESSURE VESSELS FROM THE PROVISIONS OF THE UNIFORM BOILER AND PRESSURE VESSEL ACT.

The bill passes its second reading, by electronic vote (88-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. J. R. 843, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MILES HOFFMAN RHYNE, passes its second reading, by electronic vote (90-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

House Committee Substitute for S. B. 738, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF INSURANCE BY MAKING TECHNICAL IMPROVEMENTS AND OTHER NEEDED CHANGES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Nesbitt, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 101.

Voting in the negative: None.

Excused absences: Representatives Beard, Decker, Hightower, Hughes, Ligon, and Tyson — 6.

S. B. 266, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND TO AMEND THE CON STATUTE.

On motion of Representative Pulley, consideration of the bill is postponed until July 8.

S. B. 374, A BILL TO BE ENTITLED AN ACT TO DISALLOW AS DEDUCTIONS INTEREST ON THE NORTH CAROLINA INHERITANCE TAX, THE FEDERAL ESTATE TAX, AND ON FUNDS BORROWED TO PAY SUCH TAXES.

On motion of Representative Quinn, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Brawley, the rules are suspended and the following is introduced and read the first time.

By Representative Brawley:

H. B. 1418, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN CERTAIN TOWNSHIPS OF IREDELL COUNTY, is referred to the Committee on Wildlife Resources.

On motion of Representative Pulley, H. B. 1277, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DEATH PENALTY FOR PERSONS SIXTEEN YEARS OF AGE OR YOUNGER AND TO INCREASE THE TIME BEFORE A CLASS A FELONY MAY BE PAROLED, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Judiciary No. 4.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 1115, AN ACT TO AUTHORIZE THE BOARD OF AGRICULTURE TO ADOPT REQUIREMENTS FOR APPLE GRADE STANDARDS.

S. B. 99, AN ACT TO PERMIT DISABLED VETERANS TO PARK IN HANDICAPPED SPACES.

S. B. 606, AN ACT TO AMEND G. S. 20-116 RELATING TO THE LENGTH OF CERTAIN VEHICLES.

S. B. 696, AN ACT TO PROVIDE THAT AN INDIGENT DEFENDENT'S COMPETENCY EVALUATION REPORT WILL NOT BE FORWARDED TO THE DISTRICT ATTORNEY.

S. B. 58, AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA.

S. B. 164, AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR DISTRIBUTING WINE MADE PRINCIPALLY FROM NORTH CAROLINA GRAPES.

S. B. 236, AN ACT TO AMEND THE STATUTE PERMITTING THE APPOINTMENT OF TRAFFIC CONTROL OFFICERS AND ESTABLISHING THEIR DUTIES TO APPLY UNIFORMLY THROUGHOUT THE STATE.

S. B. 338, AN ACT EXTENDING THE PROVISION OF SERVICES UNDER THIS ARTICLE TO CHILDREN OVER AGE EIGHTEEN IN CERTAIN INSTANCES.

S. B. 388, AN ACT TO ESTABLISH THE BLACK MOUNTAIN ADVANCEMENT CENTER FOR WOMEN AT BLACK MOUNTAIN.

S. B. 459, AN ACT TO AMEND THE ENABLING ACT OF THE GREENSBORO-HIGH POINT AIRPORT AUTHORITY.

S. B. 469, AN ACT TO REQUIRE THAT ZONING PROCEDURES INCLUDE A NOTICE REQUIREMENT.

S. B. 536, AN ACT TO ALLOW ON-PREMISE SALES OF BEER AT MINI-BREWERIES.

S. B. 548, AN ACT TO INCORPORATE TECHNICAL AMENDMENTS INTO THE PRIVATE PROTECTIVE SERVICES ACT.

S. B. 584, AN ACT TO PROVIDE FOR INTEREST TO RUN ON WORKERS' COMPENSATION AWARDS IN CASES OF APPEALS.

S. B. 658, AN ACT TO PROVIDE A UNIFORM FILING PERIOD FOR CANDIDATES IN MUNICIPAL ELECTIONS AND MAKING CONFORMING CHANGES IN DATES FOR SETTING FILING FEES AND APPPOINTING MUNICIPAL BOARDS OF ELECTIONS.

S. B. 659, AN ACT TO CHANGE THE DEADLINES FOR MAKING APPLICATION FOR ABSENTEE BALLOTS TO PROVIDE FOR APPLICATIONS BY MAIL TWO DAYS EARLIER, BUT EXTENDING BY ONE DAY THE DEADLINE FOR ONE-STOP ABSENTEE VOTING.

S. B. 764, AN ACT TO EQUALIZE THE PROPERTY TAX BURDEN.

S. B. 796, AN ACT TO REPEAL THE SPECIAL FUELS TAX EXEMPTION FOR METHANOL AND TO PROVIDE FOR THE COLLECTION OF THE MOTOR FUEL INSPECTION FEE ON LIQUID FUELS THAT ARE NOT PETROLEUM-BASED.

H. B. 85, AN ACT TO CONFORM THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO THE FEDERAL RULES WITH REGARD TO ABUSIVE DISCOVERY PRACTICES, AND CLARIFYING WHEN CONTINUANCES MAY BE GRANTED IN CIVIL AND CRIMINAL PROCEEDINGS.

H. B. 485, AN ACT TO VALIDATE CERTAIN FORECLOSURE SALES PRIOR TO JUNE 1, 1985.

H. B. 562, AN ACT TO AMEND THE CHARTER OF THE TOWN OF WRIGHTSVILLE BEACH TO ELIMINATE THE UNANIMOUS VOTE REQUIREMENT FOR ORDINANCES AFFECTING BUSINESS AND TO AUTHORIZE THE TOWN OF WRIGHTSVILLE BEACH TO REGULATE DEVELOPMENT IN ESTUARINE WATERS AND PUBLIC TRUST LIMITS UNDER NAVIGABLE WATERS.

H. B. 591, AN ACT TO MAKE THE CONTENTS OF THE CLERKS CRIMINAL RECORD INDEX ADMISSIBLE TO PROVE PRIOR MISDEMEANOR CONVICTIONS WHEN THE ORIGINAL JUDGMENTS HAVE BEEN DESTROYED.

H. B. 772, AN ACT TO AMEND THE MUNICIPAL AND COUNTY ZONING ENABLING ACTS SO AS TO MAKE CLEAR THE AUTHORITY OF LOCAL GOVERNMENTS TO ESTABLISH OVERLAY DISTRICTS AND SPECIAL USE OR CONDITIONAL USE DISTRICTS.

H. B. 941, AN ACT CONCERNING SOLID WASTE FIRMS IN AREAS PROPOSED FOR ANNEXATION.

H. B. 1106, AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO MEMBERS OF VOLUNTEER FIRE DEPARTMENTS OR RESCUE SQUADS WHO RECEIVE NO COMPENSATION FOR THEIR SERVICES AS FIRE FIGHTERS OR EMERGENCY MEDICAL CARE PROVIDERS.

H. B. 1207, AN ACT TO PERMIT A LANDLORD TO DELIVER PROPERTY ABANDONED BY A TENANT TO A NONPROFIT ORGANIZATION.

H. B. 1282, AN ACT TO AMEND ARTICLE 17B OF CHAPTER 58 OF THE GENERAL STATUTES SO AS TO CLARIFY AND REFORM THE LAWS PERTAINING TO THE NORTH CAROLINA INSURANCE GUARANTY ASSOCIATION.

H. B. 1404, AN ACT TO PROVIDE FOR THE EMPLOYMENT OF PROBATIONARY TEACHERS BY THE WESTERN ROCKINGHAM CITY BOARD OF EDUCATION.

S. J. R. 839, A JOINT RESOLUTION HONORING GUY B. PHILLIPS.

H. J. R. 1034, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM ATTMORE AND REQUESTING THE CONVENING OF THE 1987 GENERAL ASSEMBLY IN THE TOWN OF TARBORO IN HONOR OF THE TWO HUNDREDTH ANNIVERSARY OF THE 1787 GENERAL ASSEMBLY SESSION MEETING IN TARBORO.

H. B. 784, AN ACT TO CLARIFY THAT AN EMANCIPATED MINOR MAY MARRY WITHOUT THE WRITTEN CONSENT OF A PARENT OR GUARDIAN AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H. B. 788, AN ACT TO MAKE VARIOUS AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Lilley, seconded by Representative Chapin, the House adjourns to reconvene July 5 at 10:00 a.m.

ONE HUNDRED NINTH DAY

HOUSE OF REPRESENTATIVES
Friday, July 5, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Brown.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Brubaker, Creecy, Decker, Hughes, Murphy, and Wood for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

H. J. R. 444, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLES HARRIS LIVENGOOD, JR., with a favorable report.

By Representative Lancaster for the Committee on Judiciary No. 3:

S. B. 693, A BILL TO BE ENTITLED AN ACT TO ALLOW THE PROSECUTION OF THE REPUTED FATHER AS WELL AS THE MOTHER OF AN ILLEGITIMATE CHILD ANY TIME BEFORE THE CHILD ATTAINS THE AGE OF EIGHTEEN YEARS, with a favorable report.

By Representative Lutz for the Committee on Local Government No. 2:

H. B. 214, A BILL TO BE ENTITLED AN ACT TO EMPOWER WASHINGTON COUNTY HOSPITAL TO USE ATTACHMENT AND GARNISHMENT PROCEDURES FOR COLLECTING UNPAID BILLS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 429, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DAVIE COUNTY HOSPITAL TO USE ATTACHMENT AND GARNISHMENT PROCEDURES FOR COLLECTING UNPAID BILLS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

H. B. 442, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF ASHEVILLE TO PARTICIPATE IN DOWNTOWN DEVELOPMENT PROJECTS, with an unfavorable report as to bill, favorable as to committee substitute bill.

The substitute bill is placed on the Calendar for July 9. The original bill is placed on the Unfavorable Calendar.

H. B. 655, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MOUNTAIN RIDGE PROTECTION ACT OF 1983 IN ASHEVILLE, NORTH CAROLINA, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for July 9. The original bill is placed on the Unfavorable Calendar.

By Representative Barbee for the Committee on Transportation:

H. B. 867, A BILL TO BE ENTITLED AN ACT TO ALLOW CITIES TO ACQUIRE STREET RIGHT-OF-WAY AND CONSTRUCT STREETS AND SIDEWALKS OUTSIDE THE CORPORATE LIMITS, AND TO ALLOW COUNTIES TO JOINTLY FUND ACQUISITION BY CITIES OF LAND IN UNINCORPORATED AREAS AS RIGHTS-OF-WAY FOR STREET CONSTRUCTION OR IMPROVEMENT PROJECTS AROUND A MUNICIPALITY, BUT REQUIRING JOINT ADOPTION OF A THOROUGHFARE PLAN BY THE CITY, COUNTY, AND STATE IN THOSE CIRCUMSTANCES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Barker for the Committee on Mental Health:

H. B. 118, A BILL TO BE ENTITLED AN ACT TO RECODIFY THE MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE LAWS OF NORTH CAROLINA, with an indefinite postponement report.

By Representative Clark for the Committee on Alcoholic Beverage Control.

S. B. 624, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERCENTAGE OF SIGNATURES REQUIRED TO CALL AN ALCOHOLIC BEVERAGE ELECTION, with a favorable report.

By Representative Mavretic for the Committee on Pensions and Retirement:

Senate Committee Substitute for H. B. 712, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VARIOUS CHANGES IN STATE AND LOCAL RETIREMENT, with recommendation that the House concur.

On motion of Representative Mavretic, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Mavretic, the House concurs in the Senate committee substitute, by electronic vote (91-0), and the bill is ordered enrolled.

By Representative Nye for the Committee on Wildlife Resources:

H. B. 1418, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN CERTAIN TOWNSHIPS OF IREDELL COUNTY, with a favorable report.

On motion of Representative Brawley, the rules are suspended and the bill is placed on today's Calendar.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 612, A BILL TO BE ENTITLED AN ACT TO AMEND THE DURHAM CITY CHARTER TO PERMIT THE ANNEXATION OF AREAS LYING WITHIN THE CORPORATE BOUNDARIES OF THE CITY, with a favorable report.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative A. Hall, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Brannan for the Committee on Law Enforcement:

Senate Committee Substitute for H. B. 1135, A BILL TO BE ENTITLED AN ACT TO IMPROVE ENFORCEMENT OF THE COOLING-OFF PERIOD IN OFF-PREMISES SALES, with recommendation that the House concur.

On motion of Representative Brannan, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Barnes, the House concurs in the Senate committee substitute, by electronic vote (87-0), and the bill is ordered enrolled.

On motion of Representative Lancaster, S. B. 720, A BILL TO BE ENTITLED AN ACT TO AMEND THE PAY OUT TIME AND CLARIFY THE FORMULA USED TO DETERMINE A DISTRIBUTIVE AWARD MADE AS AN EQUITABLE DISTRIBUTION OF MARITAL PROPERTY, is withdrawn from the Committee on Judiciary No. 3 and re-referred to the Committee on Pensions and Retirement.

By Representative Watkins for the Committee on Appropriations:

S. B. 394, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A GENERAL STATEWIDE CASH MANAGEMENT POLICY FOR THE STATE OF NORTH CAROLINA, with a favorable report.

S. B. 418, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TREASURER TO AUTHORIZE LIMITED EXEMPTIONS FROM THE DAILY DEPOSIT LAW, with a favorable report.

On motion of Representative Payne, the rules are suspended and Senate Committee Substitute for H. B. 1238, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN CLAIMANTS FROM DISCHARGE OR DEMOTION BY EMPLOYERS FOR INSTITUTING A WORKERS' COMPENSATION CLAIM, is withdrawn from the Committee on Manufacturers and Labor and is placed before the House for immediate consideration.

On motion of Representative Wright, the House concurs in the Senate committee substitute, by electronic vote (88-0), and the bill is ordered enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for H. B. 1082, A BILL TO BE ENTITLED AN ACT TO ALLOW A BOND TO RELEASE A POSSESSORY LIEN AND TO ALLOW A SPECIAL PROCEEDING FOR DISPOSAL OF ABANDONED MOTOR VEHICLES SUBJECT TO SUCH LIENS, is returned for concurrence in Senate amendment.

On motion of Representative Kennedy, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Kennedy, the House concurs in the Senate amendment, by electronic vote (77-6), and the bill is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 4, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendments to Committee Substitute for H. B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ORDER OF SEIZURE AND DELIVERY FOR PROPERTY PURCHASED UNDER A CONDITIONAL SALE CONTRACT OR FOR PROPERTY USED AS COLLATERAL EXPIRES IN SIXTY DAYS, and requests conferees, the President appoints Senators Barnes, Tally, and Woodard on the part of the

Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 4, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendments to Senate Committee Substitute for House Committee Substitute for H. B. 286, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF FINANCIAL RECORDS, and requests conferees, the President appoints Senators Soles, Rand, Winner, Goldston, and Parnell on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Prinicpal Clerk

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Hightower for the Committee on State Government:

S. B. 322, A BILL TO BE ENTITLED AN ACT TO PROVIDE NUMBERED NATIONAL GUARD REGISTRATION PLATES TO SENIOR ENLISTED MEMBERS AND RETIRED MEMBERS, with a favorable report.

On motion of Representative Hightower, the bill is re-referred to the Committee on Finance.

Senate Committee Substitute for S. B. 405, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 83A REGARDING ARCHITECTS, with an unfavorable report as to Senate committee substitute bill, favorable as to House committee substitute bill.

On motion of Representative Hightower, the rules are suspended and the House committee substitute bill is placed on the Calendar for July 8. The Senate committee substitute bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative A. Hall, the rules are suspended and the following is introduced and read the first time:

By Representatives A. Hall, Payne, and Redwine:

H. B. 1419, A BILL TO BE ENTITLED AN ACT TO GRANT THE NEW HANOVER COUNTY BOARD OF COMMISSIONERS THE POWER TO COMPROMISE ROOM OCCUPANCY TAX PENALTIES, is referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

H. B. 834, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL TECHNICAL AMENDMENTS TO THE ELECTION LAWS.

On motion of Representative Beall, the House concurs in Senate Amendment No. 1 by electronic vote (83-0).

On motion of Representative Beall, the House concurs in Senate Amendment No. 2 by electronic vote (88-0).

On motion of Representative Beall, the House does not concur in Senate Amendment No. 3 by electronic vote (83-5).

On motion of Representative Beall, the House does not concur in Senate Amendment No. 4 by electronic vote (85-6).

On motion of Representative Beall, the House concurs in Senate Amendment No. 5 by electronic vote (68-22).

On motion of Representative Beall, the House does not concur in Senate Amendment No. 6 by electronic vote (87-6).

The House having failed to concur in Senate Amendments Nos. 3, 4, and 6, Representative Beall requests conferees.

The Speaker announces the appointment of Representatives Beall, Blue, Nesbitt, Hunter, and Ballance as conferees and the Senate is so notified by Special Message.

Committee Substitute for H. B. 516, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 7A-517 TO PROHIBIT SEXUAL EXPLOITATION OF CHILDREN.

On motion of Representative Easterling, the House concurs in the Senate amendment, by electronic vote (88-0), and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 789, A BILL TO BE ENTITLED AN ACT TO OUTLINE WORTHLESS CHECK COLLECTION PROCEDURES.

On motion of Representative J. W. Crawford, the House concurs in the Senate committee substitute, which changes the title, by electronic vote (97-1), and the bill is ordered enrolled.

Conference Report for Senate Committee Substitute for House Committee Substitute for H. B. 222, A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS, passes its second reading for adoption, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Noles, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow,

Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Windley, Wiser, B. Woodard, C. Woodard, and Wright — 108.

Voting in the negative: None.

Excused absences: Representatives Beard, Brubaker, Creecy, Decker, Hughes, Murphy, and Wood — 7.

S. B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY TO EXERCISE THE POWER OF EMINENT DOMAIN UNDER G. S. 40A-42(a) TO ACQUIRE PROPERTY FOR PUBLIC SAFETY AND OTHER FACILITIES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cole, Colton, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, L. Etheridge, Fitch, Foster, Fussell, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Holt, Hudson, Hunt, Hunter, James, Jones, Justus, Keesee-Forrester, Kennedy, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Nesbitt, Nye, Owens, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Robinson, Sparrow, Stamey, Tyndall, Tyson, Walker, E. Warren, R. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 84.

Voting in the negative: Representatives Cochrane, Hurst, Ligon, and Tallent — 4.

Excused absences: Representatives Beard, Brubaker, Creecy, Decker, Hughes, Murphy, and Wood — 7.

H. B. 1418, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN CERTAIN TOWNSHIPS OF IREDELL COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H. B. 1417, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES IN CREATING FIRE PROTECTION SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Dawkins, DeVane, Diamont, Duncan, Edwards, Enloe, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, A. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Miller, Mothershead, Nesbitt, Nye, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, E. Warren, R. Warren, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 90.

Voting in the negative: Representative Ligon.

Excused absences: Representatives Beard, Brubaker, Creecy, Decker, Hughes, Murphy, and Wood — 7.

Committee Substitute for H. B. 1089, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITALS.

Representative C. Woodard offers Amendment No. 1 which is adopted by electronic vote (92-2). The amendment is ruled to be material thus constituting the first reading of the bill.

Representative McDowell offers Amendment No. 2 which is adopted by electronic vote (99-0).

The bill is placed on the Calendar for July 8 for its second roll call reading.

Committee Substitute for S. B. 587, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENT BY A CITY TO TAX-PAYERS OF A FIRE DISTRICT WHEN A CITY ANNEXES TERRITORY IN THE FIRE DISTRICT DURING THE FISCAL YEAR, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House Amendment No. 1 and House Amendment No. 2, which is ruled to be material.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barnes, Barnhill, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fletcher, Foster, Fussell, Gardner, Gist, M. Hall, Hasty, Hauser, Hege, Hightower, Holroyd, Holt, Hudson, Hunt, Hunter, James, Jeralds, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mothershead, Nye, Owens, Payne, Pool, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Spoon, Stamey, Tallent, Tyndall, Tyson, R. Warren, Wiser, B. Woodard, and Wright — 79.

Voting in the negative: Representatives Ballance, Fitch, and Ligon — 3.

Excused absences: Representatives Beard, Brubaker, Creecy, Decker, Hughes, Murphy, and Wood — 7.

House Committee Substitute for Senate Committee Substitute for S. B. 738, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF INSURANCE BY MAKING TECHNICAL IMPROVEMENTS AND OTHER NEEDED CHANGES.

Representative Fitch offers Amendment No. 1 which is adopted by electronic vote (81-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate, without engrossment, for concurrence in House committee substitute by Special Message.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, M. Hall, Hasty, Hauser, Hege, Hightower, Holt, Hudson, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lineberry, Locks, McAlister, McDowell, McLaughlin, Michaux, Nesbitt, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Stamey, Tallent, Tyndall, Tyson, Walker, R. Warren, Wiser, B. Woodard, C. Woodard, and Wright — 85.

Voting in the negative: Representative Huffman.

Excused absences: Representatives Beard, Brubaker, Creecy, Decker, Hughes, Murphy, and Wood — 7.

Committee Substitute for S. B. 461, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PRIVATE SALE OF REDEVELOPMENT PROPERTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affiramative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, N. J. Crawford, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gist, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holt, Hudson, Huffman, Hunt, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Nye, Owens, Payne, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Stamey, Tallent, Tyson, Walker, R. Warren, Wiser, B. Woodard, C. Woodard, and Wright — 87.

Voting in the negative: Representatives Ligon and Windley — 2.

Excused absences: Representatives Beard, Brubaker, Creecy, Decker, Hughes, Murphy, and Wood — 7.

Committee Substitute No. 2 for H. B. 578, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE ESTABLISHMENT OF AN ELEVATOR AND AMUSEMENT DEVICE DIVISION IN THE DEPARTMENT OF LABOR AND TO SET OUT THE POWERS AND DUTIES OF THE COMMISSIONER OF LABOR DEALING WITH THE REGULATION OF ELEVATORS, AMUSEMENT DEVICES AND RELATED EQUIPMENT.

On motion of Representative Payne, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

H. B. 1049, A BILL TO BE ENTITLED AN ACT CONCERNING VENUE FOR JUDICIAL REVIEW UNDER THE ADMINISTRATIVE PROCEDURE ACT.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (93-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO SECURE MEDICAL, SURGICAL, PSYCHIATRIC, PSYCHOLOGICAL AND OTHER CARE OR TREATMENT FOR A JUVENILE IN THE CUSTODY OR PHYSICAL CUSTODY OF A COUNTY DEPARTMENT OF SOCIAL SERVICES.

On motion of Representative Easterling, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (92-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S. B. 590, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SLOT MACHINE AS IT RELATES TO ARCADE AMUSEMENT MACHINES, VIDEO GAMES, AND OTHER DEVICES.

Representative Bumgardner offers Amendment No. 1.

Representative Bumgardner calls the previous question on the amendment and the call is sustained.

The amendment fails of adoption by electronic vote (49-52).

Representative Wright calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (77-23).

Representative Privette objects to the third reading. The bill remains on the Calendar.

Representative Wright moves that the rules be suspended in order for the bill to be read a third time. This motion carries by electronic vote (68-34). The Speaker rules this is a two-thirds majority vote.

The bill passes its third reading, by electronic vote (72-27), and is ordered enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 557, A BILL TO BE ENTITLED AN ACT TO INCREASE THE RETIREMENT FORMULA FOR ACTIVE AND RETIRED MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM AND LAW ENFORCEMENT OFFICERS' RETIREMENT SYSTEM, is read the first time and is referred to the Committee on Pensions and Retirement.

Committee Substitute for S. B. 633, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A UNIFORM PREMIUM TAX STRUCTURE FOR INSURANCE COMPANIES, is read the first time and is referred to the Committee on Finance.

H. B. 189, A BILL TO BE ENTITLED AN ACT FOR SPECIAL REGISTRATION PLATES FOR DISABLED VETERANS WHO ARE NOT ONE HUNDRED PERCENT DISABLED, is returned for concurrence in Senate amendment and is placed on the Calendar for July 8.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 5, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in Senate Amendment Nos. 3, 4, and 6 to H. B. 834, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL TECHNICAL AMENDMENTS TO THE ELECTION LAWS, and requests conferees, the President appoints Senators Kaplan, Rand, Warren, Walker,

and Woodard on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 284, AN ACT TO ESTABLISH THE LEGAL LEVEL OF IMPAIRMENT FOR BOAT OPERATORS AND TO REDUCE LITTER ON THE STATE'S WATERS.

H. B. 455, AN ACT TO PREVENT DOUBLE RECOVERY OF WORKERS' COMPENSATION AND UNEMPLOYMENT BENEFITS.

H. B. 680, AN ACT TO AMEND THE STATE PERSONNEL ACT.

H. B. 755, AN ACT TO MAKE CERTAIN AMENDMENTS TO THE POWER OF ATTORNEY STATUTES CONTAINED IN CHAPTER 32A OF THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H. B. 791, AN ACT TO ELIMINATE CONFLICT IN THE STATUTES CONCERNING VACANCIES IN MUNICIPAL AND SPECIAL DISTRICT ELECTIVE OFFICES.

H. B. 805, AN ACT TO AMEND THE UNIFORM BOILER AND PRESSURE VESSEL ACT TO RESTORE THE AUTHORITY OF THE COMMISSIONER OF LABOR TO REGULATE CERTAIN HYDROPNEUMATIC PRESSURE VESSELS AND TO MAKE OTHER AMENDMENTS TO THE ACT.

H. B. 1065, AN ACT TO TREAT JUDGES LIKE OTHER MEMBERS OF THE LEGAL PROFESSION.

H. B. 1163, AN ACT TO EMPOWER THE NORTH CAROLINA BUILDING CODE COUNCIL TO ADOPT EFFICIENCY STANDARDS FOR REPLACEMENT WATER HEATERS.

H. B. 1258, AN ACT TO PERMIT QUALIFIED SURETY COMPANIES TO GUARANTEE ARREST BOND CERTIFICATES OFFERED BY AUTOMOBILE CLUBS AND ASSOCIATIONS; REQUIRING THE ACCEPTANCE OF THOSE GUARANTEED ARREST BOND CERTIFICATES IN THE EVENT OF VIOLATION OF CERTAIN MOTOR VEHICLE LAWS; AND TO PROVIDE FOR THE FORFEITURE OF THE GUARANTEED ARREST BOND CERTIFICATES.

S. B. 227, AN ACT CONCERNING NOTICE OF WITHDRAWAL OF STREET DEDICATION BY THE CITY OF DURHAM.

S. B. 468, AN ACT TO PROVIDE THAT EXPENSES FOR A WRONGFUL DEATH ACTION MAY BE ADVANCED FROM THE DECEDENT'S ESTATE.

H. B. 182, AN ACT TO PROVIDE A FAIR PROCEDURE IN PARTITION SALES.

S. B. 752, AN ACT TO ENABLE COUNTY BOARDS OF COMMISSIONERS TO EXTEND AND ABOLISH COUNTY WATER AND SEWER DISTRICTS.

S. B. 298, AN ACT TO ESTABLISH A UNIFORM STATEWIDE SYSTEM OF

APPRAISING LAND CLASSIFIED FOR TAXATION AT ITS PRESENT-USE VALUE.

S. B. 750, AN ACT TO EXEMPT CERTAIN PRESSURE VESSELS FROM THE PROVISIONS OF THE UNIFORM BOILER AND PRESSURE VESSEL ACT.

S. J. R. 843, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MILES HOFFMAN RHYNE.

S. B. 241, AN ACT TO AMEND CHAPTER 87 OF THE GENERAL STATUTES RELATING TO THE QUALIFICATIONS AND ROSTERS OF GENERAL CONTRACTORS.

S. B. 441, AN ACT TO CHANGE THE QUALIFICATIONS FOR A LIMITED PILOTAGE LICENSE ISSUED BY THE CAPE FEAR NAVIGATION AND PILOTAGE COMMISSION.

H. B. 565, AN ACT ALLOWING THE CITY OF WINSTON-SALEM TO ESTABLISH, AGREE TO AND COMPLY WITH MINIMUM MINORITY AND WOMEN'S BUSINESS ENTERPRISE PARTICIPATION REQUIREMENTS.

H. B. 620, AN ACT TO ALLOW A PROCEDURE FOR EXTENSION OF AND ASSESSMENT FOR WATER LINES INTO DEVELOPED SUBDIVISIONS IN BRUNSWICK COUNTY.

H. B. 631, AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF SAFETY ZONES TO PROHIBIT HUNTING NEAR BUILDINGS IN THE BLADEN LAKES STATE FOREST.

H. B. 931, AN ACT CONCERNING SUBDIVISION WATER SYSTEM DEDICATION IN EXTRATERRRITORIAL AREAS.

H. B. 997, AN ACT TO PROVIDE FOR THE EXPUNGEMENT OF RECORDS OF FIRST OFFENDERS ONLY WHEN CHARGES ARE DISMISSED OR THERE ARE FINDINGS OF NOT GUILTY.

H. B. 1410, AN ACT TO PERMIT LOCAL SCHOOL BOARDS TO AUTHORIZE THE OBSERVANCE OF A MOMENT OF SILENCE EACH DAY IN SCHOOL.

On motion of Representative Lilley, seconded by Representative McLaughlin, the House adjourns to reconvene Monday, July 8 at 6:00 p.m.

ONE HUNDRED TENTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 8, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Lineberry.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Allran, Brubaker, Hughes, and Tyson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 181, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE AGENCY FOR PUBLIC TELECOMMUNICATIONS TO CHARGE FEES FOR THEIR SERVICES, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Miller, Committee Amendment No. 1 is adopted.

The bill is engrossed and re-referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 671, A BILL TO BE ENTITLED AN ACT TO PERMIT MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO PURCHASE CREDITABLE SERVICE FOR COMPARABLE FEDERAL EMPLOYMENT, is read the first time and is referred to the Committee on Pensions and Retirement.

H. B. 584, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF SEVEN DEVILS TO HOLD AN ELECTION ON THE SALE OF MALT BEVERAGES AND UNFORTIFIED WINE, is returned for concurrence in Senate amendment and is placed on the Calendar for July 9.

Senate Committee Substitute for H. B. 841, A BILL TO BE ENTITLED AN ACT TO PREVENT HARRASSMENT OF JURORS OR FORMER JURORS, is returned for concurrence in Senate committee substitute and is referred to the Committee on Courts and Administration of Justice.

House Committee Substitute No. 3 for H. B. 77, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN FELONY CHILD ABUSE BY PROHIBITING THE INFLICTION OF ANY SERIOUS INJURY AND BY INCREASING THE PUNISHMENT, is returned for concurrence in Senate amendment and is placed on the Calendar for July 9.

H. B. 193, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES IN THE MEMBERSHIP OF THE JUVENILE LAW STUDY COMMISSION, is returned for concurrence in Senate amendment and is placed on the Calendar for July 9.

H. B. 676, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE POWERS, DUTIES AND FUNCTIONS OF THE ROANOKE VOYAGES CORRIDOR COMMISSION TO THE ROANOKE VOYAGES AND ELIZABETH II COMMISSION, AND TO ABOLISH THE CORRIDOR COMMISSION, is returned for concurrence in two Senate amendments and is placed on the Calendar for July 9.

Senate Committee Substitute for H. B. 760, A BILL TO BE ENTITLED AN ACT TO CONFORM THE ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE

GENERAL STATUTES COMMISSION, is returned for concurrence in Senate committee substitute and is referred to the Committee on Judiciary No. 1.

Senate Committee Substitute for H. B. 806, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE LOCAL HEALTH DIRECTOR MAY ALLOW THE CONFINEMENT OF A LEGALLY VACCINATED AND RESTRAINED DOG OR CAT THAT BITES A PERSON ON THE OWNER'S PROPERTY FOR 10 DAYS, is returned for concurrence in Senate committee substitute and is placed on the Calendar for July 9.

Committee Substitute for H. B. 891, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 90-95(d) (4) TO INCREASE THE PUNISHMENT FOR MISDEMEANOR POSSESSION OF MARIJUANA, is returned for concurrence in Senate amendment and is placed on the Calendar for July 9.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Anderson, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. J. R. 842, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM FREDERICK FLOYD, A FORMER MEMBER OF THE GENERAL ASSEMBLY, is read the first time.

On motion of Representative Wright, the rules are suspended, and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR

Action is taken on the following:

H. B. 189, A BILL TO BE ENTITLED AN ACT FOR SPECIAL REGISTRATION PLATES FOR DISABLED VETERANS WHO ARE NOT ONE HUNDRED PERCENT DISABLED.

On motion of Representative Buchanan, the House concurs in the Senate amendment, by electronic vote (93-0), and the bill is ordered enrolled.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

H. B. 74, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE RESPONSIBILITY FOR ISSUING BINGO LICENSES AND ESTABLISHING AUDIT PROCEDURES FOR BINGO ACCOUNTS FROM THE DEPARTMENT OF REVENUE TO CITIES AND COUNTIES, with a favorable report.

On motion of Representative Lilley, the rules are suspended and the bill is placed on tonight's Calendar.

H. B. 1419, A BILL TO BE ENTITLED AN ACT TO GRANT THE NEW HANOVER COUNTY BOARD OF COMMISSIONERS THE POWER TO COMPROMISE ROOM OCCUPANCY TAX PENALTIES, with a favorable report.

On motion of Representative Payne, the rules are suspended and the bill is placed before the House for immediate consideration.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holmes, Holroyd, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lilley, Locks, Lutz, McDowell, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Sparrow, Tallent, Tyndall, E. Warren, Wiser, Wood, C. Woodard, and Wright — 85.

Voting in the negative: Representative Hege.

Excused absences: Representatives Allran, Brubaker, A. Hall, Stamey, and Tyson — 5.

On motion of Representative Locks, H. B. 744, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INVESTMENT OF RETIREMENT AND UNIVERSITY TRUST FUNDS IN COMPANIES INVOLVED WITH SOUTH AFRICA, is withdrawn from the Committee on Higher Education and re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Anderson, the rules are suspended and the following is introduced and read the first time.

By Representatives Anderson, Barker, and Lilley:

H. B. 1420, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE CRAVEN COUNTY TOURISM DEVELOPMENT AUTHORITY, is referred to the Committee on Local Government No. 1.

CALENDAR (continued)

Senate Committee Substitute for H. B. 222, A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS.

The Conference Report passes its third reading for adoption, by the following vote, and the Senate is so notified by Special Message.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont,

Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Richardson, Sparrow, Spoon, Tallent, Tyndall, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 90.

Voting in the negative: None.

Excused absences: Representatives Allran, Brubaker, A. Hall, and Tyson — 4.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 8, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Senate Committee Substitute for H. B. 222, A BILL TO BE ENTITLED AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

CALENDAR (continued)

H. B. 612, A BILL TO BE ENTITLED AN ACT TO AMEND THE DURHAM CITY CHARTER TO PERMIT THE ANNEXATION OF AREAS LYING WITHIN THE CORPORATE BOUNDARIES OF THE CITY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Holmes, Holroyd, Holt, Hudson, Hughes, Hunt, Hunter, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Payne, Pool, Privette, Pulley, Quinn, Rhodes, Richardson, Sparrow, Tallent, Tyndall, Walker, E. Warren, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 88.

Voting in the negative: Representatives Cromer and Hege — 2.

Excused absences: Representatives Allran, Brubaker, A. Hall, Stamey, and Tyson — 5.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Watkins for the Committee on Appropriations:

H. B. 1218, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT AN ELEVATOR FOR HANDICAPPED ACCESS AT THE YADKIN COUNTY COURTHOUSE, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative Watkins, the rules are suspended and the substitute bill is placed on tonight's Calendar. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

Committee Substitute for S. B. 461, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PRIVATE SALE OF REDEVELOPMENT PROPERTY, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Cromer, Dawkins, Decker, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Spoon, Tallent, Tyndall, Walker, E. Warren, Watkins, Wiser, B. Woodard, C. Woodard, and Wright — 94.

Voting in the negative: Representative Windley.

Excused absences: Representatives Allran, Brubaker, Stamey, and Tyson — 4.

Committee Substitute for H. B. 1089, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PUBLIC HOSPITALS.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Edwards, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Tallent, Tyndall, Walker, E. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 98.

Voting in the negative: Representative Michaux.

Excused absences: Representatives Allran, Brubaker, Stamey, and Tyson — 4.

H. B. 74, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE RESPONSIBILITY FOR ISSUING BINGO LICENSES AND ESTABLISHING AUDIT PROCEDURES FOR BINGO ACCOUNTS FROM THE DEPARTMENT OF REVENUE TO CITIES AND COUNTIES.

Representative Lilley calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Beall, Beard, Bowman, Boyd, Brawley, Brown, Buchanan, Chalk, Chapin, Cochrane, Cole, Craven, J. W. Crawford, Cromer, Decker, Duncan, Enloe, Esposito, L. Etheridge, Foster, Gardner, Gist, M. Hall, Hege, Holmes, Hughes, Hunt, Hurst, James, Justus, Keesee-Forrester, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, Mavretic, Miller, Mothershead, Murphy, Nye, Owens, Privette, Quinn, Redwine, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Walker, E. Warren, R. Warren, Watkins, Windley, Wood, B. Woodard, and Wright — 63.

Voting in the negative: Representatives Ballance, Barnes, Barnhill, Blue, Brannan, Brinkley, Bumgardner, Church, N. J. Crawford, Dawkins, DeVane, Diamont, Easterling, Edwards, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Greenwood, Hackney, A. Hall, Hasty, Hauser, Holroyd, Holt, Hudson, Huffman, Hunter, Jeralds, Kennedy, Lancaster, Locks, McLaughlin, Michaux, Nesbitt, Payne, Pool, Rhodes, Rhyne, Richardson, Wicker, Wiser, and C. Woodard — 45.

Excused absences: Representatives Allran, Brubaker, Stamey, and Tyson — 4.

Committee Substitute for H. B. 1118, A BILL TO BE ENTITLED AN ACT TO FACILITATE APPEALS FROM SMALL CLAIMS COURT TO DISTRICT COURT, passes its second reading by electronic vote (95-7).

Representative Ballance objects to the third reading. The bill remains on the Calendar.

Representative Ballance withdraws the objection to the third reading.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for H. B. 327, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A ONE-TIME TAX AMNESTY PROGRAM TO ENCOURAGE PAYMENT OF UNPAID, UNREPORTED, OR ASSESSED BUT UNPAID INCOME TAXES AND SALES AND USE TAXES, passes its second reading by electronic vote (86-10).

Representative Hudson objects to the third reading. The bill remains on the Calendar.

H. J. R. 444, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLES HARRIS LIVENGOOD, JR.

On motion of Representative Miller, consideration of the resolution is postponed until July 10.

Committee Substitute for H. B. 1218, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE JUDICIAL DEPARTMENT AND TO IMPROVE THE ADMINISTRATION OF THE JUDICIAL SYSTEM.

Representative Blue offers Amendment No. 1 which is adopted.

Representative Watkins offers Amendment No. 2 which is adopted.

Representative Hackney offers Amendment No. 3.

Representative Hackney calls the previous question on Amendment No. 3 and the call is sustained by electronic vote (75-34).

Amendment No. 3 is adopted by electronic vote (73-35).

Representative Watkins calls the previous question on the passage of the bill and the call is sustained by electronic vote (75-32.)

Representative R. Warren calls for the "ayes" and "noes", and the call is sustained.

The bill, as amended, passes its second reading by the following vote.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Brannan, Brinkley, Buchanan, Bumgardner, Church, J. W. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Fussell, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Hunt, Hunter, James, Jeralds, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Richardson, Sparrow, Tyndall, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 73.

Voting in the negative: Representatives Boyd, Brawley, Brown, Chalk, Cochrane, Cole, Craven, Cromer, Decker, Esposito, L. Etheridge, Foster, Gardner, Gist, M. Hall, Hege, Holmes, Huffman, Hurst, Justus, Keesee-Forrester, Ligon, Mothershead, Privette, Rhodes, Rhyne, Robinson, Sizemore, Spoon, Tallent, Walker, R. Warren, Windley, and Wood — 34.

Excused absences: Representatives Allran, Brubaker, Chapin, Colton, Stamey, and Tyson — 6.

Representative R. Warren objects to the third reading. The bill remains on the Calendar.

Representative Watkins moves that the rules be suspended in order for the bill to be read a third time.

Representative Watkins calls the previous question on the motion and the call is sustained.

The motion by Representative Watkins to suspend the rules in order for the bill to be read a third time carries by electronic vote (73-35).

Representative Lancaster offers Amendment No. 4 which is adopted by electronic vote (103-4).

Representative Watkins calls the previous question on the third reading and the call is sustained by electronic vote (78-29).

The bill, as amended, passes its third reading, by electronic vote (70-34), and is ordered sent to the Senate without engrossment by Special Message.

House Committee Substitute for S. B. 496, A BILL TO BE ENTITLED AN ACT TO

PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE.

Representative Miller offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (91-0). Representative Decker objects to the third reading. The bill remains on the Calendar.

Representative Miller moves that the rules be suspended in order for the bill to be read a third time and this motion carries by electronic vote (81-12).

Representative Decker moves that the bill be temporarily displaced.

On motion of Representative Fussell, seconded by Representative Church, the motion by Representative Decker is tabled by electronic vote (64-25).

Representative Nesbitt moves that the bill be removed from tonight's Calendar and placed on the Calendar for July 9.

Representative Miller moves, seconded by Representative Diamont, that the motion by Representative Nesbitt do lie upon the table. This motion fails by electronic vote (49-53).

Representative Nesbitt withdraws the motion to remove the bill from tonight's Calendar and place on the Calendar for July 9.

Representative Nesbitt offers Amendment No. 2.

On motion of Representative Miller, seconded by Representative Diamont, Amendment No. 2 is tabled by electronic vote (52-47).

Representative Miller calls the previous question on the passage of the bill and the call is sustained by electronic vote (85-15).

The bill, as amended, passes its third reading, by electronic vote (79-21), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

S. B. 693, A BILL TO BE ENTITLED AN ACT TO ALLOW THE PROSECUTION OF THE REPUTED FATHER AS WELL AS THE MOTHER OF AN ILLEGITIMATE CHILD ANY TIME BEFORE THE CHILD ATTAINS THE AGE OF EIGHTEEN YEARS.

Representative Lancaster calls the previous question on the passage of the bill and the call is sustained.

The bill fails to pass its second reading by electronic vote (30-64).

S. B. 624, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERCENTAGE OF SIGNATURES REQUIRED TO CALL AN ALCOHOLIC BEVERAGE ELECTION.

Representative Wright calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading by electronic vote (67-25).

Representative Privette objects to the third reading. The bill remains on the Calendar.

Representative Wright moves that the rules be suspended in order for the bill to be read

a third time. This motion carries by electronic vote (64-31). The Speaker rules this is a two-thirds majority vote.

The bill, as amended, passes its third reading, by electronic vote (66-29), and is ordered sent to the Senate for concurrence in two House amendments.

S. B. 394, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A GENERAL STATEWIDE CASH MANAGEMENT POLICY FOR THE STATE OF NORTH CAROLINA.

Representative Watkins offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by electronic vote (89-1).

Representative Watkins objects to the third reading. The bill remains on the Calendar.

S. B. 418, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TREASURER TO AUTHORIZE LIMITED EXEMPTIONS FROM THE DAILY DEPOSIT LAW.

Representative Watkins offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (90-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

House Committee Substitute for Senate Committee Substitute for S. B. 405, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 83A REGARDING ARCHITECTS.

Representative Sparrow requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

Representative Beall offers Amendment No. 1.

Representative Hunt moves that the bill and pending amendment be removed from tonight's Calendar and placed on the Calendar for July 9. The motion fails by electronic vote (48-52).

On motion of Representative E. Warren, seconded by Representative Diamont, Amendment No. 1 is tabled by electronic vote (75-24).

Representative Hightower moves that the bill be re-referred to the Committee on State Government.

On motion of Representative E. Warren, seconded by Representative Diamont, the bill is tabled by electronic vote (63-35).

S. B. 266, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND TO AMEND THE CON STATUTE.

On motion of Representative Pulley, consideration of the bill is postponed until July 10.

S. B. 596, A BILL TO BE ENTITLED AN ACT TO CLARIFY CONDITIONS OF PROBATION.

Representative Lancaster offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (95-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendments.

On motion of Representative Watkins, S. B. 50, A BILL TO BE ENTITLED AN ACT TO MODIFY SPECIAL BUDGETARY PROVISIONS CONTAINED IN CHAPTER 1034 OF THE 1983 SESSION LAWS WHICH RELATE TO INTEREST INCOME ON N. C. HOUSING FINANCE AGENCY BOND RESERVE APPROPRIATIONS, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Church, Cochrane, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Hunt, Hunter, Hurst, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Nye, Owens, Pool, Privette, Quinn, Rhodes, Rhyne, Richardson, Sparrow, Spoon, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 88.

Voting in the negative: Representatives Brawley, Cole, and Hege — 3.

Excused absences: Representatives Allran, Beard, Brubaker, Chapin, Colton, Stamey, and Tyson — 7.

On motion of Representative Watkins, H. B. 533, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS, is withdrawn from the Committee on Appropriations and placed on the Calendar for July 9.

On motion of Representative Watkins, H. B. 952, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE CONCERNING SPECIAL PLATES FOR AMATEUR RADIO OPERATORS, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

Representative Jeralds calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brown, Buchanan, Church, Cochrane, Cole, N. J. Crawford, Creecy, Dawkins, Decker, Easterling, Enloe, Esposito, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hasty, Hauser, Hightower, Holroyd, Holt, Hudson, Huffman, Hunter, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Nye, Payne,

Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Spoon, Walker, E. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 76.

Voting in the negative: Representatives Brannan, Brinkley, Chalk, Craven, J. W. Crawford, L. Etheridge, Hunt, Hurst, Lutz, McDowell, Owens, and R. Warren — 12.

Excused absences: Representatives Allran, Beard, Brubaker, Chapin, Colton, Stamey, and Tyson — 7.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 125, AN ACT TO PROVIDE THAT FALSE INFORMATION IN STATE EMPLOYEES' FILES SHALL BE DESTROYED.

S. B. 176, AN ACT TO CLARIFY THE AUTHORITIES OF STANLY, IREDELL, NORTHAMPTON, MONTGOMERY, ANSON, BERTIE, HERTFORD AND GATES COUNTIES AND THE MUNICIPALITIES THEREIN TO UNDERTAKE ECONOMIC DEVELOPMENT ACTIVITIES.

S. B. 221, AN ACT TO AUTHORIZE WAKE COUNTY TO EXERCISE THE POWER OF EMINENT DOMAIN UNDER G. S. 40A-42(a) TO ACQUIRE PROPERTY FOR PUBLIC SAFETY AND OTHER FACILITIES.

S. B. 226, AN ACT ALLOWING THE CITY OF DURHAM NOT TO LEVY ASSESSMENTS ON CITY-OWNED PROPERTY.

S. B. 237, AN ACT TO PROVIDE GOOD SAMARITAN PROTECTION TO PUBLIC SCHOOL EMPLOYEES AND VOLUNTEERS.

S. B. 442, AN ACT TO PROVIDE FOR TREBLE DAMAGES AS A CIVIL REMEDY FOR THE WRITING OF WORTHLESS CHECKS.

S. B. 590, AN ACT TO AMEND THE DEFINITION OF A SLOT MACHINE AS IT RELATES TO ARCADE AMUSEMENT MACHINES, VIDEO GAMES, AND OTHER DEVICES.

S. B. 598, AN ACT TO PROVIDE THAT CLAIMS AGAINST DECEDENTS' ESTATES MAY BE PRESENTED BY REGISTERED OR CERTIFIED MAIL, RETURN RECEIPT REQUESTED, OR BY DELIVERY TO THE CLERK OF COURT FOR FILING.

S. B. 690, AN ACT TO CONTINUE THE SCHOOL FINANCE PILOT PROJECT.

H. B. 500, AN ACT AMENDING CHAPTER 188 OF THE 1977 SESSION LAWS RELATING TO THE POLICEMEN'S PENSION FUND OF THE CITY OF ASHEVILLE.

H. B. 516, AN ACT TO AMEND G. S. 7A-517 TO PROHIBIT SEXUAL EXPLOITATION OF CHILDREN.

H. B. 712, AN ACT TO PROVIDE FOR VARIOUS CHANGES IN STATE AND LOCAL RETIREMENT.

H. B. 789, AN ACT TO OUTLINE WORTHLESS CHECK COLLECTION PROCEDURES.

H. B. 807, AN ACT TO PROVIDE FOR SMALL ESTATES PROCEDURE IF THERE IS A WILL.

H. B. 1135, AN ACT TO IMPROVE ENFORCEMENT OF THE COOLING-OFF PERIOD IN OFF-PREMISES SALES.

H. B. 1238, AN ACT TO PROTECT CERTAIN CLAIMANTS FROM DISCHARGE OR DEMOTION BY EMPLOYERS FOR INSTITUTING A WORKERS' COMPENSATION CLAIM.

H. B. 1337, AN ACT TO VALIDATE CERTAIN GUARDIAN SALES.

H. B. 1082, AN ACT TO ALLOW A BOND TO RELEASE A POSSESSORY LIEN AND TO ALLOW A SPECIAL PROCEEDING FOR DISPOSAL OF ABANDONED MOTOR VEHICLES SUBJECT TO SUCH LIENS.

On motion of Representative Lilley, seconded by Representative Barbee, the House adjourns to reconvene July 9 at 2:00 p.m.

ONE HUNDRED ELEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 9, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cromer, Edwards, and Tyson for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

Committee Substitute No. 2 for H. B. 578, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE ESTABLISHMENT OF AN ELEVATOR AND AMUSEMENT DEVICE DIVISION IN THE DEPARTMENT OF LABOR AND TO SET OUT THE POWERS AND DUTIES OF THE COMMISSIONER OF LABOR DEALING WITH THE REGULATION OF ELEVATORS, AMUSEMENT DEVICES AND RELATED EQUIPMENT, with a favorable report.

Committee Substitute for S. B. 322, A BILL TO BE ENTITLED AN ACT TO PROVIDE NUMBERED NATIONAL GUARD REGISTRATION PLATES TO SENIOR ENLISTED MEMBERS AND RETIRED MEMBERS, with a favorable report.

On motion of Representative Bumgardner, the rules are suspended and the bill is placed on today's Calendar.

Committee Substitute for S. B. 633, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A UNIFORM PREMIUM TAX STRUCTURE FOR INSURANCE COMPANIES, with a favorable report.

By Representative Foster for the Committee on Education:

H. B. 117, A BILL TO BE ENTITLED AN ACT TO GIVE PARENTS ACCESS TO CERTAIN INSTRUCTIONAL MATERIAL AND TO PROTECT STUDENTS' PRIVACY IN EXAMINATION, TESTING, OR TREATMENT, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H. B. 530, A BILL TO BE ENTITLED AN ACT TO REMOVE ARCHAIC REFERENCES TO SCHOOL COMMITTEES FROM CHAPTER 115C OF THE GENERAL STATUTES, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The substitute bill is placed on the Calendar for July 11. The original bill is placed on the Unfavorable Calendar.

S. B. 735, A BILL TO BE ENTITLED AN ACT TO MAKE ATTENDANCE COUNSELORS SCHOOL SOCIAL WORKERS, with a favorable report.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for S. B. 634, A BILL TO BE ENTITLED AN ACT TO PERMIT GRAND JURIES TO INVESTIGATE DRUG TRAFFICKING, TO INCREASE THE MAXIMUM TERM OF IMPRISONMENT FOR CRIMINAL CONTEMPT FOR REFUSING TO TESTIFY AFTER BEING GRANTED IMMUNITY, AND TO LIMIT THE SCOPE OF IMMUNITY GRANTED WITNESSES TO USE IMMUNITY, is read the first time and is referred to the Committee on Judiciary No. 4.

Senate Committee Substitute for H. B. 348, A BILL TO BE ENTITLED AN ACT REGARDING THE IDENTIFICATION AND LABELLING OF TOXIC AND HAZARDOUS SUBSTANCES, is returned for concurrence in Senate committee substitute and is referred to the Committee on Water and Air Resources.

Senate Committee Substitute for H. B. 1151, A BILL TO BE ENTITLED AN ACT TO ALLOW MILK PRODUCERS TO OBTAIN LIENS FOR UNPAID MILK, is returned for concurrence in Senate committee substitute and is referred to the Committee on Agriculture.

On motion of Representative Lutz, the bill is withdrawn from the Committee on Agriculture.

On motion of Representative Lutz, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Lutz, the House concurs in the Senate committee substitute , which changes the title, by electronic vote (86-0), and the bill is ordered enrolled.

CALENDAR

Action is taken on the following:

H. B. 584, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF SEVEN DEVILS TO HOLD AN ELECTION ON THE SALE OF MALT BEVERAGES AND UNFORTIFIED WINE.

On motion of Representative Cole, the House concurs in the Senate amendment, by electronic vote (99-1), and the bill is ordered enrolled.

H. B. 193, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES IN THE MEMBERSHIP OF THE JUVENILE LAW STUDY COMMISSION.

On motion of Representative Barnes, the House concurs in the Senate amendment, by electronic vote (85-0), and the bill is ordered enrolled.

H. B. 676, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE POWERS, DUTIES AND FUNCTIONS OF THE ROANOKE VOYAGES CORRIDOR COMMISSION TO THE ROANOKE VOYAGES AND ELIZABETH II COMMISSION, AND TO ABOLISH THE CORRIDOR COMMISSION.

On motion of Representative Evans, the House concurs in Senate Amendment No. 1 by electronic vote (93-0).

On motion of Representative Evans, the House concurs in Senate Amendment No. 2, by electronic vote (89-0), and the bill is ordered enrolled.

Committee Substitute No. 3 for H. B. 77, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN FELONY CHILD ABUSE BY PROHIBITING THE INFLICTION OF ANY SERIOUS INJURY AND BY INCREASING THE PUNISHMENT.

On motion of Representative Lancaster, the House concurs in the Senate amendment, by electronic vote (95-0), and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 891, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 90-95(d) (4) TO INCREASE THE PUNISHMENT FOR MISDEMEANOR POSSESSION OF MARIJUANA.

On motion of Representative Wicker, the House concurs in the Senate amendment, by electronic vote (60-44), and the bill is ordered enrolled.

Committee Substitute for H. B. 806, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE LOCAL HEALTH DIRECTOR MAY ALLOW THE CONFINEMENT OF A LEGALLY VACCINATED AND RESTRAINED DOG OR CAT THAT BITES A PERSON ON THE OWNER'S PROPERTY FOR 10 DAYS.

On motion of Representative Bowman, the House concurs in the Senate committee substitute, by electronic vote (99-0), and the bill is ordered enrolled.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

S. B. 547, A BILL TO BE ENTITLED AN ACT TO DISCONTINUE THE INSURANCE REQUIREMENT FOR LICENSEES OF THE PRIVATE PROTECTIVE SERVICES BOARD DUE TO THE CREATION OF THE PRIVATE PROTECTIVE

SERVICES RECOVERY FUND, with an unfavorable report as to bill, favorable as to House committee substitute bill.

The substitute bill is placed on the Calendar for July 11. The original bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 622, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR RECIPROCAL AGREEMENTS WITH OTHER STATES FOR ENTRY INTO THE UNIFORM DRIVER'S LICENSE COMPACT, with an indefinite postponement report.

S. B. 106, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE APPEAL OF PERSONNEL COMMISSION DECISIONS AWARDING ATTORNEY FEES IN GRIEVANCE PROCEEDINGS, with a favorable report.

Committee Substitute for S. B. 612, A BILL TO BE ENTITLED AN ACT TO PERMIT THE COMMISSIONER OF MOTOR VEHICLES TO ISSUE FICTITIOUS LICENSES AND REGISTRATION PLATES TO LOCAL LAW ENFORCEMENT OFFICERS UNDER CERTAIN CIRCUMSTANCES, with a favorable report.

By Representative McAlister for the Committee on Local Government No. 1:

H. B. 1420, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE CRAVEN COUNTY TOURISM DEVELOPMENT AUTHORITY, with a favorable report.

On motion of Representative Anderson, the rules are suspended and the bill is placed on today's Calendar.

On motion of Representative Watkins, H. B. 1237, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO JAMES SPRUNT TECHNICAL COLLEGE, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on today's Calendar.

On motion of Representative Watkins, H. B. 1288, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO DURHAM TECHNICAL INSTITUTE, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on today's Calendar.

On motion of Representative Watkins, H. B. 687, A BILL TO BE ENTITLED AN ACT TO ELIMINATE EXTRA CHARGES FOR VOLUNTEER FIREMEN AND RESCUE SQUAD MEMBERS' LICENSE PLATES, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on today's Calendar.

On motion of Representative Bob Etheridge, S. B. 98, A BILL TO BE ENTITLED AN ACT TO PROVIDE FREE REGISTRATION PLATES TO PERSONS AWARDED THE CONGRESSIONAL MEDAL OF HONOR WHO ARE RESIDENTS OF NORTH CAROLINA, is withdrawn from the Committee on Appropriations.

On motion of Representative Bob Etheridge, the rules are suspended and the bill is placed on today's Calendar.

CALENDAR (continued)

H. B. 612, A BILL TO BE ENTITLED AN ACT TO AMEND THE DURHAM CITY CHARTER TO PERMIT THE ANNEXATION OF AREAS LYING WITHIN THE CORPORATE BOUNDARIES OF THE CITY, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Nye, Owens, Privette, Pulley, Redwine, Rhyne, Richardson, Robinson, Spoon, Tallent, Tyndall, Walker, R. Warren, Windley, Wiser, Wood, B. Woodard, and Wright — 92.

Voting in the negative: Representatives Hege and Ligon — 2.

Excused absences: Representatives Cromer, Edwards, and Tyson — 3.

H. B. 1419, A BILL TO BE ENTITLED AN ACT TO GRANT THE NEW HANOVER COUNTY BOARD OF COMMISSIONERS THE POWER TO COMPROMISE ROOM OCCUPANCY TAX PENALTIES, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Duncan, Easterling, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Privette, Pulley, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Walker, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 91.

Voting in the negative: Representatives Cochrane, Hege, and Ligon — 3.

Excused absences: Representatives Cromer, Edwards, and Tyson — 3.

Committee Substitute for H. B. 655, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MOUNTAIN RIDGE PROTECTION ACT OF 1983 IN CITIES OF 50,000 OR MORE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H. B. 1420, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MEMBERSHIP OF THE CRAVEN COUNTY TOURISM DEVELOPMENT AUTHORITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for H. B. 1089, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAEW REGARDING PUBLIC HOSPITALS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Brubaker, Buchanan, Bumgardner, Chalk, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Privette, Pulley, Quinn, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Sparrow, Spoon, Tallent, Tyndall, Walker, E. Warren, R. Warren, Windley, Wiser, Wood, B. Woodard, and C. Woodard — 99.

Voting in the negative: Representative Wicker.

Excused absences: Representatives Cromer, Edwards, and Tyson — 3.

H. B. 74, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE RESPONSIBILITY FOR ISSUING BINGO LICENSES AND ESTABLISHING AUDIT PROCEDURES FOR BINGO ACCOUNTS FROM THE DEPARTMENT OF REVENUE TO CITIES AND COUNTIES.

Representative Bruce Ethridge offers Amendment No. 1 which is adopted by electronic vote (65-37). The amendment changes the title.

Representative Lilley moves that rule 31(d) be suspended in order for the bill to be read a third time. This motion carries by electronic vote (86-21). The Chair rules this is a two-thirds majority vote.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chapin, Church, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Dawkins, Decker, DeVane, Diamont, Duncan, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Greenwood, Hauser, Hightower, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hunter, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, McDowell, McLaughlin, Mothershead, Murphy, Nesbitt, Owens, Pool, Privette, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sparrow, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 83.

Voting in the negative: Representatives Ballance, Bowman, Chalk, Cochrane, Gardner, Hackney, M. Hall, Hasty, Hege, Hughes, Hurst, Ligon, McAlister, Michaux, and Sizemore — 15.

Excused absences: Representatives Cromer, Edwards, and Tyson — 3.

Committee Substitute for H. B. 442, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF ASHEVILLE TO PARTICIPATE IN DOWNTOWN DEVELOPMENT PROJECTS.

Representative Nesbitt offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 952, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE CONCERNING SPECIAL PLATES FOR AMATEUR RADIO OPERATORS.

Representative Jeralds offers Amendment No. 1 which is adopted by electronic vote (96-1).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brown, Buchanan, Chapin, Church, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Decker, DeVane, Diamont, Duncan, Easterling, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hightower, Holt, Hudson, Hughes, Hunt, Hunter, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Locks, Lutz, Mavretic, Michaux, Mothershead, Murphy, Nesbitt, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Richardson, Robinson, Spoon, Tyndall, Walker, E. Warren, Watkins, Wicker, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 82.

Voting in the negative: Representatives Brinkley, Brubaker, Chalk, Cochrane, Colton, Esposito, L. Etheridge, Huffman, Hurst, James, Ligon, McAlister, McDowell, Tallent, and R. Warren — 15.

Excused absences: Representatives Cromer, Edwards, and Tyson — 3.

S. B. 50, A BILL TO BE ENTITLED AN ACT TO MODIFY SPECIAL BUDGETARY PROVISIONS CONTAINED IN CHAPTER 1034 OF THE 1983 SESSION LAWS WHICH RELATE TO INTEREST INCOME ON N. C. HOUSING FINANCE AGENCY BOND RESERVE APPROPRIATIONS.

Representative Watkins offers Amendment No. 1 which is adopted by electronic vote (85-9). The amendment is ruled to be material thus constituting the first reading of the bill.

The bill is placed on the Calendar for July 10 for its second roll-call reading.

Committee Substitute for H. B. 1314, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROHIBIT TAXES ON PROPERTY, TO REQUIRE A STATE SALES TAX OF AT LEAST FIVE PERCENT, AND TO REQUIRE THAT THE TAX REVENUE FROM A FIVE PERCENT STATE SALES TAX AND FROM ONE-HALF THE CORPORATE INCOME TAX BE DISTRIBUTED TO LOCAL GOVERNMENTAL UNITS; TO AUTHORIZE LOCAL INDIVIDUAL INCOME SURTAXES AND LOCAL LAND TRANSFER TAXES; TO REPEAL LOCAL SALES TAXES, TO INCREASE THE STATE SALES TAX RATE

TO EIGHT PERCENT AND ELIMINATE PREFERENTIAL RATES, AND TO PROVIDE A REFUNDABLE INCOME TAX CREDIT TO LOW-INCOME INDIVIDUALS FOR THE ESTIMATED AMOUNT OF SALES AND USE TAXES PAID BY THEM.

Representative Mavretic offers Amendment No. 1.

Representative Mavretic calls the previous question on Amendment No. 1 and the call is sustained.

Amendment No. 1, which changes the title, is adopted by electronic vote (66-36).

Representative Blue offers Amendment No. 2.

Representative Blue calls the previous question on Amendment No. 2 and the call is sustained.

Amendment No. 2 fails of adoption by electronic vote (47-56).

Representative Pulley offers Amendment No. 3 which is adopted by electronic vote (95-2).

Representative Pulley offers Amendment No. 4 which fails of adoption by electronic vote (34-68).

Representative Mavretic offers Amendment No. 5 which is adopted by electronic vote (96-4).

Representative Mavretic calls the previous question on the passage of the bill and the call is sustained.

Point of order being raised concerning cost of Study, and on motion of Representative Nesbitt, the bill is withdrawn from the Calendar, engrossed and re-referred to the Committee on Appropriations.

Committee Substitute for S. B. 322, A BILL TO BE ENTITLED AN ACT TO PROVIDE NUMBERED NATIONAL GUARD REGISTRATION PLATES TO SENIOR ENLISTED MEMBERS AND RETIRED MEMBERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barbee, Barker, Barnhill, Beall, Beard, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, J. W. Crawford, Creecy, Dawkins, Decker, DeVane, Duncan, Easterling, Esposito, L. Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Greenwood, M. Hall, Hauser, Hege, Hightower, Holmes, Holt, Hudson, Huffman, Hunt, Hunter, Jeralds, Jones, Justus, Keesee-Forrester, Lancaster, Ligon, Lilley, Lineberry, Lutz, McDowell, McLaughlin, Michaux, Miller, Murphy, Nesbitt, Pool, Privette, Rhodes, Richardson, Sizemore, Tallent, Tyndall, Walker, R. Warren, Windley, Wiser, and Wood — 73.

Voting in the negative: Representatives Cole, Colton, Diamont, and Hackney — 4.

Excused absences: Representatives Cromer, Edwards, Enloe, and Tyson — 4.

Committee Substitute No. 2 for H. B. 327, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A ONE-TIME TAX AMNESTY PROGRAM TO ENCOURAGE PAYMENT OF UNPAID, UNREPORTED, OR ASSESSED BUT UNPAID INCOME TAXES AND SALES AND USE TAXES.

Representative Hudson moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Representative Hudson calls the previous question on the motion and the call is sustained.

The question before the House is the motion by RepresentativeHudson to re-refer the bill to the Committee on Appropriations. This motion fails by electronic vote (24-68).

Representative Wood calls the previous question on the passage of the bill.

Representative Hudson moves, seconded by Representative Hackney, that the call for the previous question on the passage of the bill do lie upon the table. This motion fails by electronic vote (26-70).

The motion to call the previous question on the passage of the bill is sustained by electronic vote (78-18).

The bill passes its third reading, by electronic vote (78-20), and is ordered sent to the Senate by Special Message.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 849, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXPIRATION DATE OF THE ADMINISTRATIVE PROCEDURE ACT AND RULES ADOPTED UNDER THAT ACT, is read the first time and is referred to the Committee on Judiciary No. 4.

Representative Hunt, Speaker Pro Tempore, presiding.

On motion of Representative Wicker, Senate Committee Substitute for H. B. 841, A BILL TO BE ENTITLED AN ACT TO PREVENT HARASSMENT OF JURORS OR FORMER JURORS, is withdrawn from the Committee on Courts and Administration of Justice and placed on the Calendar for July 10.

CALENDAR (continued)

S. B. 394, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A GENERAL STATEWIDE CASH MANAGEMENT POLICY FOR THE STATE OF NORTH CAROLINA.

The bill, as amended, passes its third reading, by electronic vote (86-1), and is ordered sent to the Senate, by Special Message, for concurrence in House amendment.

Committee Substitute No. 2 for H. B. 533, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS.

Representative Hunter offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (83-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 687, A BILL TO BE ENTITLED AN ACT TO ELIMINATE EXTRA CHARGES FOR VOLUNTEER FIREMEN AND RESCUE SQUAD MEMBERS' LICENSE PLATES.

Representative Hightower offers Amendment No. 1 which is adopted by electronic vote (63-9).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Craven, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Esposito, Bruce Ethridge, Evans, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Huffman, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Ligon, Lilley, Lineberry, Locks, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Privette, Pulley, Redwine, Rhodes, Richardson, Robinson, Sizemore, Spoon, Tallent, Tyndall, Walker, E. Warren, Wicker, Windley, Wiser, Wood, and C. Woodard — 88.

Voting in the negative: Representative Colton.

Excused absences: Representatives Cromer, Edwards, Enloe, and Tyson — 4.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for S. B. 485, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A RECORDED INSTRUMENT THAT CORRECTS AN OBVIOUS MINOR ERROR MADE IN THE INSTRUMENT AS ORIGINALLY RECORDED IS VALID IF THE CORRECTION IN THE NEW INSTRUMENT IS INITIALED AND AN EXPLANATION STATEMENT IS SIGNED BY THE PARTIES TO THE INSTRUMENT OR THE ATTORNEY WHO DRAFTED THE INSTRUMENT, is read the first time and is referred to the Committee on Judiciary No. 3.

H. B. 787, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is returned for concurrence in Senate amendment and is placed on the Calendar for July 10.

Senate Committee Substitute for House Committee Substitute for H. B. 945, A BILL TO BE ENTITLED AN ACT TO AMEND THE SOLID WASTE LAW, is returned for concurrence in Senate committee substitute and is referred to the Committee on Water and Air Resources.

Committee Substitute No. 2 for H. B. 1010, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF PREFERENCE OR ADVANTAGE IN UTILITIES REGULATION AND TO PROVIDE A CORPORATE INCOME TAX CREDIT, is returned for concurrence in Senate amendment and is placed on the Calendar for July 10.

Senate Committee Substitute for H. B. 1137, A BILL TO BE ENTITLED AN ACT TO ALLOW QUALIFIED UNITS OF LOCAL GOVERNMENTS TO ISSUE PERMITS

FOR THE EXTENSION OF SEWER AND WATER LINES IN LIEU OF STATE APPROVAL, is returned for concurrence in Senate committee substitute and is placed on the Calendar for July 10.

Committee Substitute for H. B. 1130, A BILL TO BE ENTITLED AN ACT TO ESTABLISH GUIDELINES FOR LOCATING LIQUID AND GAS PIPELINES AND TO LIMIT THE WIDTH OF LAND CONDEMNED FOR LOCATION OF SUCH PIPELINES, is returned for concurrence in Senate amendment and is placed on the Calendar for July 10.

Committee Substitute for H. B. 1218, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE JUDICIAL DEPARTMENT AND TO IMPROVE THE ADMINISTRATION OF THE JUDICIAL SYSTEM, is returned for concurrence in Senate amendment and is placed on the Calendar for July 10.

Representative Brawley moves, seconded by Representative Privette, that the House do adjourn. The motion fails by electronic vote (35-60).

CALENDAR (continued)

H. B. 1237, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO JAMES SPRUNT TECHNICAL COLLEGE.

Representative Murphy offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (77-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1288, A BILL TO BE ENTITLED AN ACT TO GRANT COMMUNITY COLLEGE STATUS TO DURHAM TECHNICAL INSTITUTE, passes its second reading, by electronic vote (72-8), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

S. B. 98, A BILL TO BE ENTITLED AN ACT TO PROVIDE FREE REGISTRATION PLATES TO PERSONS AWARDED THE CONGRESSIONAL MEDAL OF HONOR WHO ARE RESIDENTS OF NORTH CAROLINA.

On motion of the Chair, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for H. B. 1201, A BILL TO BE ENTITLED AN ACT CONCERNING UNIFORM BOND PROCEDURES, is returned for concurrence in Senate committee substitute, as amended, which is ruled to be material, and is placed on the Calendar for July 10 for its second roll-call reading.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 222, AN ACT TO PROVIDE BROAD-BASED TAX RELIEF TO NORTH CAROLINA CITIZENS.

H. B. 189, AN ACT FOR SPECIAL REGISTRATION PLATES FOR DISABLED VETERANS WHO ARE NOT ONE HUNDRED PERCENT DISABLED.

H. B. 665, AN ACT TO AMEND ARTICLE VI AND CHAPTER 108A REGARDING PROTECTION OF THE ABUSED, NEGLECTED OR EXPLOITED DISABLED ADULT ACT.

H. B. 679, AN ACT TO AMEND CHAPTER 54B OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES RELATING TO SAVINGS AND LOAN ASSOCIATIONS.

H. B. 713, AN ACT TO PROVIDE THAT VESTED BENEFITS UNDER THE NORTH CAROLINA PUBLIC EMPLOYEE DEFERRED COMPENSATION PLAN ARE NONFORFEITABLE.

H. B. 792, AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATION FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

H. B. 957, AN ACT TO REQUIRE THAT ORDINANCES RESTRICTING THE SPEED OF TRAINS BE FILED WITH THE UTILITIES COMMISSION BEFORE BECOMING EFFECTIVE.

H. B. 1059, AN ACT TO PROVIDE THAT THE MAXIMUM RATE OF INTEREST MAY VARY DURING THE TERM OF VARIABLE RATE LOANS.

H. B. 1418, AN ACT TO PERMIT THE TAKING OF FOXES IN CERTAIN TOWNSHIPS OF IREDELL COUNTY.

S. B. 461, AN ACT TO PROVIDE FOR PRIVATE SALE OF REDEVELOPMENT PROPERTY.

S. J. R. 842, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM FREDERICK FLOYD, A FORMER MEMBER OF THE GENERAL ASSEMBLY.

On motion of Representative Lilley, seconded by Representative Quinn, the House adjourns to reconvene July 10 at 10:00 a.m.

ONE HUNDRED TWELFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, July 10, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Lilley.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Enloe for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Insurance:

Senate Committee Substitute for H. B. 536, A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS IN NORTH CAROLINA BY PROVIDING FOR PLACEMENT OF INSURANCE WITH FINANCIALLY SOUND NONADMITTED INSURERS AND FOR A SYSTEM OF REGULATION OF SURPLUS LINES INSURANCE, with recommendation that the House concur.

On motion of Representative Nesbitt, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Nesbitt, the House concurs in the Senate committee substitute, by electronic vote (76-0), and the bill is ordered enrolled.

By Representative Quinn for the Committee on Finance:

S. B. 98, A BILL TO BE ENTITLED AN ACT TO PROVIDE FREE REGISTRATION PLATES TO PERSONS AWARDED THE CONGRESSIONAL MEDAL OF HONOR WHO ARE RESIDENTS OF NORTH CAROLINA, with a favorable report.

On motion of Representative C. Woodard, the rules are suspended and the bill is placed on today's Calendar.

By Representative Hackney for the Committee on Water and Air Resources:

Senate Committee Substitute for H. B. 945, A BILL TO BE ENTITLED AN ACT TO AMEND THE SOLID WASTE LAW, with recommendation that the House do not concur and conferees are requested.

On motion of Representative Hackney, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Hackney, the House does not concur in the Senate committee substitute and conferees are requested.

The Speaker appoints as conferees on the part of the House, Representative Diamont, Chairman; Representatives Hackney and Jeralds and the Senate is so notified by Special Message.

Senate Committee Substitute for H. B. 348, A BILL TO BE ENTITLED AN ACT REGARDING THE IDENTIFICATION AND LABELLING OF TOXIC AND HAZARDOUS SUBSTANCES, with recommendation that the House do not concur and conferees are requested.

On motion of Representative Hackney, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Hackney, the House does not concur in the Senate committee substitute and conferees are requested.

The Speaker appoints as conferees on the part of the House, Representatives Payne, Mavretic, Locks, Hackney, and Ballance and the Senate is so notified by Special Message.

On motion of Representative Pulley, S. B. 849, A BILL TO BE ENTITLED AN ACT TO EXTEND THE EXPIRATION DATE OF THE ADMINISTRATIVE PROCEDURE ACT AND RULES ADOPTED UNDER THAT ACT, is withdrawn from the Committee on Judiciary No. 4.

On motion of Representative Pulley, the rules are suspended and the bill is placed before the House for immediate consideration.

Representative Pulley offers Amendment No. 1.

Representative Pulley calls the previous question on the amendment and the call is sustained.

Amendment No. 1 is adopted by electronic vote (65-35).

The bill, as amended, passes its second reading, by electronic vote (74-24), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for H. B. 142, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET PROVISION ON CERTAIN SAFETY REQUIREMENTS CONCERNING A STOPPED SCHOOL BUS, is returned for concurrence in Senate committee substitute and is referred to the Committee on Highway Safety.

On motion of Representative Fussell, the bill is withdrawn from the Committee on Highway Safety.

On motion of Representative Fussell, the rules are suspended and the bill is placed on the Calendar.

H. B. 270, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-294 RELATING TO DEALER LICENSES, is returned for concurrence in Senate amendment.

On motion of Representative Wright, the rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 796, A BILL TO BE ENTITLED AN ACT CLARIFYING THE PROCEDURE FOR SERVING PICK-UP NOTICES UNDER THE TEN-DAY REVOCATION PROCEDURE, is returned for concurrence in Senate amendment.

On motion of Representative Hackney, the rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 882, A BILL TO BE ENTITLED AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS, is returned for concurrence in Senate amendment.

On motion of Representative Barnes, the rules are suspended and the bill is placed on the Calendar.

H. B. 1144, A BILL TO BE ENTITLED AN ACT TO CLARIFY FILING REQUIREMENTS FOR A CLAIM OF STATUTORY LIEN BY A SUBCONTRACTOR

DEALING WITH ONE OTHER THAN THE OWNER OF THE PROPERTY, is returned for concurrence in Senate amendment.

On motion of Representative Boyd, the rules are suspended and the bill is placed on the Calendar.

Committee Substitute No. 2 for H. B. 1340, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPERSONATION OF A LAW ENFORCEMENT OFFICER, is returned for concurrence in two Senate amendments.

On motion of Representative Colton, the rules are suspended and the bill is placed on the Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H. B. 1024, A BILL TO BE ENTITLED AN ACT TO PERMIT LICENSED PSYCHOLOGISTS WITH AT LEAST TWO YEARS CLINICAL EXPERIENCE TO CONDUCT INITIAL INVOLUNTARY COMMITMENT EVALUATIONS, is returned for concurrence in two Senate amendments.

On motion of Representative J. W. Crawford, the rules are suspended and the bill is placed on the Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 300, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF STATE INCOME TAX REFUND OFFSET PROCEDURES IN NON-AFDC AND INTERSTATE CASES AS REQUIRED BY FEDERAL LAW, is read the first time and is referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 9, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendment to Senate Committee Substitute for S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, IN FULL OR IN PART, INVENTORIES OF MANUFACTURERS, WHOLESALERS, AND RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY, and requests conferees. The President appoints Senators R. Thomas, Rauch, Warren, Ballenger, and Conder on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker appoints as conferees on the part of the House, Representative Lancaster, Chairman; Representatives Mavretic, Wright, Hightower, and Pool and the Senate is so notified by Special Message.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for H. B. 1171, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE OBSCENITY LAWS OF THIS STATE AND THE ENFORCEMENT OF THESE LAWS, TO PROTECT MINORS FROM HARMFUL MATERIAL THAT DOES NOT RISE TO THE LEVEL OF OBSCENITY, AND TO STOP THE SEXUAL EXPLOITATION AND PROSTITUTION OF MINORS, is returned for concurrence in five Senate amedments.

On motion of Representative Wright, the rules are suspended and the bill is placed on the Calendar.

H. B. 1131, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PHYSICAL THERAPY PRACTICE ACT, is returned for concurrence in four Senate amendments.

On motion of Representative Bob Etheridge, the rules are suspended and the bill is placed on the Calendar.

Committee Substitute for S. B. 182, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS STATEWIDE PROJECTS, TO SPECIFY HOW CERTAIN APPROPRIATED FUNDS ARE TO BE USED, AND TO MAKE VARIOUS CHANGES IN THE LAW, is read the first time.

On motion of Representative Watkins, the rules are suspended, and the bill is placed on the Calendar.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 1167, A BILL TO BE ENTITLED AN ACT ESTABLISHING DEPOSITORY ACCOUNTS WITH THE STATE TREASURER FOR CLERKS OF COURT, with an indefinite postponement report.

By Representative Miller for the Committee on Judiciary No. 1:

Senate Committee Substitute for H. B. 760, A BILL TO BE ENTITLED AN ACT TO CONFORM THE ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with recommendation that the House do not concur and conferees are requested.

On motion of Representative Miller, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Miller, the House does not concur in the Senate committee substitute and conferees are requested.

The Speaker appoints as conferees on the part of the House, Representatives Wicker, Nesbitt, and Easterling and the Senate is so notified by Special Message.

H. B. 938, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-295 TO INCREASE SETTLEMENT AUTHORITY OF ATTORNEY GENERAL IN TORT CLAIMS FROM FIVE THOUSAND DOLLARS TO TEN THOUSAND DOLLARS, with recommendation that the House concur.

On motion of Representative Miller, the rules are suspended and the bill is placed on the Calendar.

CALENDAR

Action is taken on the following:

H. B. 787, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Miller, the House concurs in the Senate amendment, by electronic vote (87-0), and the bill is ordered enrolled.

Committee Substitute No. 2 for H. B. 1010, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF PREFERENCE OR ADVANTAGE IN UTILITIES REGULATION AND TO PROVIDE A CORPORATE INCOME TAX CREDIT.

On motion of Representative Wright, the House concurs in the Senate amendment, by electronic vote (91-0), and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 841, A BILL TO BE ENTITLED AN ACT TO PREVENT HARRASSMENT OF JURORS OR FORMER JURORS.

On motion of Representative Wicker, the House concurs in the Senate committee substitute, by electronic vote (87-1), and the bill is ordered enrolled.

Committee Substitute for H. B. 1130, A BILL TO BE ENTITLED AN ACT TO ESTABLISH GUIDELINES FOR LOCATING LIQUID AND GAS PIPELINES AND TO LIMIT THE WIDTH OF LAND CONDEMNED FOR LOCATION OF SUCH PIPELINES.

On motion of Representative McAlister, the House concurs in the Senate amendment, by electronic vote (80-0) and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 1137, A BILL TO BE ENTITLED AN ACT TO ALLOW QUALIFIED UNITS OF LOCAL GOVERNMENTS TO ISSUE PERMITS FOR THE EXTENSION OF SEWER AND WATER LINES IN LIEU OF STATE APPROVAL.

On motion of Representative Sparrow, the House concurs in the Senate committee substitute, as amended, which changes the title, by electronic vote (80-3), and the bill is ordered enrolled.

Committee Substitute for H. B. 1218, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE JUDICIAL DEPARTMENT AND TO IMPROVE THE ADMINISTRATION OF THE JUDICIAL SYSTEM.

On motion of Representative Watkins, the House concurs in the Senate amendment, by electronic vote (73-11), and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 1201, A BILL TO BE ENTITLED AN ACT CONCERNING UNIFORM BOND PROCEDURES.

Representative Miller requests the he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading for concurrence in Senate committee substitute, as amended, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, J. W. Crawford, Creecy, DeVane, Diamont, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, Hasty, Hauser, Hightower, Holmes, Holroyd, Hudson, Hunt, Hunter, Jeralds, Jones, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McDowell, McLaughlin, Michaux, Murphy, Nesbitt, Owens, Pool, Pulley, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Tyndall, E. Warren, Watkins, Wicker, Windley, Wiser, C. Woodard, and Wright — 75.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Enloe, A. Hall, Hurst, and Tyson — 5.

Excused votes: Representative Miller.

H. B. 687, A BILL TO BE ENTITLED AN ACT TO ELIMINATE EXTRA CHARGES FOR VOLUNTEER FIREMEN AND RESCUE SQUAD MEMBERS' LICENSE PLATES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, Creecy, DeVane, Diamont, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Hightower, Holmes, Holroyd, Hudson, Hunt, Hunter, Jeralds, Jones, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McDowell, McLaughlin, Michaux, Murphy, Owens, Pool, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Tyndall, E. Warren, Wicker, Windley, Wiser, and Wright — 73.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Enloe, A. Hall, Hurst, and Tyson — 5.

Committee Substitute for S. B. 322, A BILL TO BE ENTITLED AN ACT TO PROVIDE NUMBERED NATIONAL GUARD REGISTRATION PLATES TO SENIOR ENLISTED MEMBERS AND RETIRED MEMBERS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, J. W. Crawford, Creecy, DeVane, Diamont, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, M. Hall, Hasty, Hauser, Hege, Holroyd, Hudson, Hunt, Hunter, Jeralds, Jones, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Owens, Quinn, Redwine, Rhodes, Richardson, Sizemore, Sparrow, Spoon, Stamey, Tyndall, E. Warren, Watkins, Wicker, Windley, Wiser, and Wright — 69.

Voting in the negative: Representative Fitch.

Excused absences: Representatives Brubaker, Enloe, A. Hall, Hurst, and Tyson — 5.

S. B. 50, A BILL TO BE ENTITLED AN ACT TO MODIFY SPECIAL BUDGETARY PROVISIONS CONTAINED IN CHAPTER 1034 OF THE 1983 SESSION LAWS WHICH RELATE TO INTEREST INCOME ON N. C. HOUSING FINANCE AGENCY BOND RESERVE APPROPRIATIONS.

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Ballance, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, N. J. Crawford, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunter, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, McAlister, McDowell, McLaughlin, Mavretic, Miller, Mothershead, Murphy, Owens, Payne, Pool, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, Watkins, Wicker, Wiser, C. Woodard, and Wright — 83.

Voting in the negative: Representatives Brawley and Windley — 2.

Excused absences: Representatives Brubaker, Enloe, A. Hall, and Tyson — 4.

Committee Substitute for S. B. 633, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A UNIFORM PREMIUM TAX STRUCTURE FOR INSURANCE COMPANIES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Bowman, Boyd, Brannan, Brawley, Brinkley, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Esposito, Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hunt, Hurst, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Owens, Pool, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, R. Warren, Windley, Wiser, and Wright — 83.

Voting in the negative: Representatives Ballance and Decker — 2.

Excused absences: Representatives Brubaker, Enloe, A. Hall, and Tyson — 4.

S. B. 106, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE APPEAL OF PERSONNEL COMMISSION DECISIONS AWARDING ATTORNEY FEES IN GRIEVANCE PROCEEDINGS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allran, Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Chalk, Chapin, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Dawkins, Decker, Diamont, Duncan, Easterling, Edwards, Esposito,

Bob Etheridge, Bruce Ethridge, Fitch, Fletcher, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, M. Hall, Hasty, Hauser, Hege, Holmes, Holroyd, Holt, Hudson, Huffman, Hughes, Hunt, Hurst, James, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nesbitt, Owens, Payne, Privette, Quinn, Redwine, Rhodes, Richardson, Robinson, Sizemore, Sparrow, Spoon, Stamey, Tallent, Tyndall, Walker, R. Warren, Watkins, Wiser, C. Woodard, and Wright — 90.

Voting in the negative: Representatives Ballance and Windley — 2.

Excused absences: Representatives Brubaker, DeVane, Enloe, A. Hall, and Tyson — 5.

Committee Substitute No. 2 for H. B. 578, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE ESTABLISHMENT OF AN ELEVATOR AND AMUSEMENT DEVICE DIVISION IN THE DEPARTMENT OF LABOR AND TO SET OUT THE POWERS AND DUTIES OF THE COMMISSIONER OF LABOR DEALING WITH THE REGULATION OF ELEVATORS, AMUSEMENT DEVICES AND RELATED EQUIPMENT.

Representative Payne offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (79-3), and there being no objection is read a third time.

Representative Payne offers Amendment No. 2 which is adopted by electronic vote (85-0).

The bill, as amended, passes its third reading, by electronic vote (80-3), and is ordered engrossed and sent to the Senate.

H. J. R. 444, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLES HARRIS LIVENGOOD, JR.

On motion of Representative Blue, consideration of the resolution is postponed until July 11.

S. B. 735, A BILL TO BE ENTITLED AN ACT TO MAKE ATTENDANCE COUNSELORS SCHOOL SOCIAL WORKERS, passes its second reading, by electronic vote (75-6), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for S. B. 612, A BILL TO BE ENTITLED AN ACT TO PERMIT THE COMMISSIONER OF MOTOR VEHICLES TO ISSUE FICTITIOUS LICENSES AND REGISTRATION PLATES TO LOCAL LAW ENFORCEMENT OFFICERS UNDER CERTAIN CIRCUMSTANCES.

On motion of Representative Watkins, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary No. 4 by electronic vote (63-38).

S. B. 266, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND TO AMEND THE CON STATUTE.

On motion of Representative Pulley, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by electronic vote (93-0).

Representative Pulley objects to the third reading. The bill remains on the Calendar.

H. B. 270, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-294 RELATING TO DEALER LICENSES.

On motion of Representative Wright, the House concurs in the Senate amendment, by electronic vote (84-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 796, A BILL TO BE ENTITLED AN ACT CLARIFYING THE PROCEDURE FOR SERVING PICK-UP NOTICES UNDER THE TEN DAY REVOCATION PROCEDURE.

On motion of Representative Hackney, the House concurs in the Senate amendment, by electronic vote (97-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 882, A BILL TO BE ENTITLED AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS.

On motion of Representative Barnes, the House concurs in the Senate amendment, by electronic vote (92-2), and the bill is ordered enrolled.

H. B. 938, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 143-295 TO INCREASE SETTLEMENT AUTHORITY OF ATTORNEY GENERAL IN TORT CLAIMS FROM FIVE THOUSAND DOLLARS TO TEN THOUSAND DOLLARS.

On motion of Representative Miller, the House concurs in the Senate amendment, by electronic vote, (96-0), and the bill is ordered enrolled.

H. B. 1024, A BILL TO BE ENTITLED AN ACT TO PERMIT LICENSED PSYCHOLOGISTS WITH AT LEAST TWO YEARS CLINICAL EXPERIENCE TO CONDUCT INITIAL INVOLUNTARY COMMITMENT EVALUATIONS.

On motion of Representative J. W. Crawford, the House concurs in Senate Amendment No. 1 by electronic vote (87-2).

On motion of Representative J. W. Crawford, the House concurs in Senate Amendment No. 2, by electronic vote (93-1), and the bill is ordered enrolled.

On motion of Representative Murphy, H.B. 1028, A BILL TO BE ENTITLED AN ACT TO AMEND THE PUBLIC HEALTH LAW REGARDING IMPROVEMENT PERMITS, is withdrawn from the Committee on Health and re-referred to the Committee on Appropriations.

On motion of Representative Watkins, H. B. 1155, A BILL TO BE ENTITLED AN ACT TO PUNISH ASSAULTS OR THREATENED ASSAULTS ON JUDGES AND DISTRICT ATTORNEYS, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar.

On motion of Representative Watkins, H. B. 569, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN INTER-DISCIPLINARY COMMITTEE TO ASSIST THE COURT IN DEVELOPING ALTERNATIVES FOR STATUS OFFENDERS AND TO ALLOW PROTECTIVE CUSTODY IN RESPONSE TO VIOLATION OF THE TERMS OF A VALID PROTECTIVE SUPERVISION ORDER, is withdrawn from the Committe on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar.

On motion of Representative Watkins, H. B. 1329, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FRIENDS OF ELIZABETH II, INC., TO OPERATE VENDING MACHINES ON THE SITE GROUNDS OF THE ELIZABETH II, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar.

On motion of Representative Watkins, S. B. 319, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF SERVICES FOR THE BLIND OF THE DEPARTMENT OF HUMAN RESOURCES TO OPERATE VENDING MACHINES ON INTERSTATE HIGHWAYS AND CONTROLLED-ACCESS HIGHWAYS, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar.

S. B. 182, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS STATEWIDE PROJECTS, TO SPECIFY HOW CERTAIN APPROPRIATED FUNDS ARE TO BE USED, AND TO MAKE VARIOUS CHANGES IN THE LAW.

Representative Watkins offers Amendment No. 1 which is adopted.

Representative Watkins offers Amendment No. 2 which is adopted.

Representative Craven offers Amendment No. 3.

On motion of Representative Bob Etheridge, seconded by Representative Wicker, Amendment No. 3 is tabled by electronic vote (67-35).

Representative Watkins offers Amendment No. 4 which is adopted.

Representative Brawley offers Amendment No. 5.

On motion of Representative Watkins, seconded by Representative Hightower, Amendment No. 5 is tabled by electronic vote (52-34).

Representative Michaux offers Amendment No. 6 which is adopted by electronic vote (52-28).

Representative Watkins offers Amendment No. 7 which is adopted by electronic vote (72-19).

Representative R. Warren offers Amendment No. 8.

On motion of Representative Easterling, seconded by Representative Bob Etheridge, Amendment No. 8 is tabled by electronic vote (54-41).

Representative Hackney offers Amendment No. 9 which is adopted.

Representative Watkins offers Amendment No. 10 which is adopted.

Representative Easterling offers Amendment No. 11.

On motion of Representative Watkins, seconded by Representative Hasty, Amendment No. 11 is tabled by electronic vote (56-23).

Representative Sizemore offers Amendment No. 12.

On motion of Representative Watkins, seconded by Representative Anderson, Amendment No. 12 is tabled by electronic vote (64-35).

Representative Bob Etheridge offers Amendment No. 13 which is adopted.

Representative Bob Etheridge offers Amendment No. 14 which is adopted.

Representative Watkins offers Amendment No. 15 which is adopted.

Representative Bob Etheridge offers Amendment No. 16 which is adopted.

Representative Hasty offers Amendment No. 17 which is adopted by electronic vote (51-42).

Representative Hackney offers Amendment No. 18 which is adopted.

Representative Watkins calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (78-25), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendments by Special Message.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Miller, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

Representative Hunt, Speaker Pro Tempore, presiding.

H. B. 1131, A BILL TO BE ENTITLED AN ACT TO REWRITE THE PHYSICAL THERAPY PRACTICE ACT.

On motion of Representative Bob Etheridge, the House concurs in Senate Amendment No. 1 by electronic vote (72-1).

On motion of Representative Bob Etheridge, the House concurs in Senate Amendment No. 2 by electronic vote (71-1).

On motion of Representative Bob Etheridge, the House concurs in Senate Amendment No. 3 by electronic vote (81-0).

On motion of Representative Bob Etheridge, the House concurs in Senate Amendment No. 4, by electronic vote (80-1), and the bill is ordered enrolled.

H. B. 1144, A BILL TO BE ENTITLED AN ACT TO CLARIFY FILING REQUIREMENTS FOR A CLAIM OF STATUTORY LIEN BY A SUBCONTRACTOR DEALING WITH ONE OTHER THAN THE OWNER OF THE PROPERTY.

On motion of Representative Boyd, the House concurs in the Senate amendment, by electronic vote (88-0), and the bill is ordered enrolled.

H. B. 1171, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE OBSCENITY LAWS OF THIS STATE AND THE ENFORCEMENT OF THESE LAWS, TO PROTECT MINORS FROM HARMFUL MATERIAL THAT DOES NOT RISE TO THE LEVEL OF OBSCENITY, AND TO STOP THE SEXUAL EXPLOITATION AND PROSTITUTION OF MINORS.

On motion of Representative Wright, the House concurs in Senate Amendment No. 1 by electronic vote (81-0).

On motion of Representative Wright, the House concurs in Senate Amendment No. 2 by electronic vote (78-0).

On motion of Representative Wright, the House concurs in Senate Amendment No. 3 by electronic vote (80-0).

On motion of Representative Wright, the House concurs in Senate Amendment No. 4 by electronic vote (82-0).

On motion of Representative Wright, the House concurs in Senate Amendment No. 5, by electronic vote (81-8), and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 142, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET PROVISION ON CERTAIN SAFETY REQUIREMENTS CONCERNING A STOPPED SCHOOL BUS.

On motion of Representative Lilley, the House concurs in the Senate committee substitute, by electronic vote (83-1), and the bill is ordered enrolled.

S. B. 98, A BILL TO BE ENTITLED AN ACT TO PROVIDE FREE REGISTRATION PLATES TO PERSONS AWARDED THE CONGRESSIONAL MEDAL OF HONOR WHO ARE RESIDENTS OF NORTH CAROLINA, passes its second reading, by electronic vote (81-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Miller, the rules are suspended and the following is introduced and read the first time.

By Representative Miller:

H. B. 1422, A BILL TO BE ENTITLED AN ACT TO AMEND THE DURHAM CITY CHARTER TO PROVIDE FOR URBAN DEVELOPMENT PROJECTS, AND FOR OTHER PURPOSES.

On motion of Representative Miller, the rules are suspended and the bill is placed before the House for immediate consideration.

The bill passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR (continued)

H. B. 569, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN INTERDISCIPLINARY COMMITTEE TO ASSIST THE COURT IN DEVELOPING ALTERNATIVES FOR STATUS OFFENDERS AND TO ALLOW PROTECTIVE CUSTODY IN RESPONSE TO VIOLATION OF THE TERMS OF A VALID PROTECTIVE SUPERVISION ORDER.

Representative Nesbitt offers Amendment No. 1.

Representative Nesbitt calls the previous question on the amendment and the call is sustained.

Amendment No. 1 fails of adoption by electronic vote (37-55).

Representative Barnes calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (63-29).

Representative Noles objects to the third reading. The bill remains on the Calendar.

Representative Barnes moves that the rules be suspended in order for the bill to be read a third time. This motion fails by electronic vote (42-50).

H. B. 1155, A BILL TO BE ENTITLED AN ACT TO PUNISH ASSAULTS OR THREATENED ASSAULTS ON JUDGES AND DISTRICT ATTORNEYS.

Representative Ballance moves, seconded by Representative Fitch that the House do adjourn. The motion fails.

Representative Murphy calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (50-43), and there being no objection is read a third time.

Representative Hackney objects to the third reading. The bill remains on the Calendar.

H. B. 1329, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FRIENDS OF ELIZABETH II, INC., TO OPERATE VENDING MACHINES ON THE SITE GROUNDS OF THE ELIZABETH II, passes its second reading, by electronic vote (92-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

On motion of Representative Blue, Senate Committee Substitute for H. B. 606, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY AND THE CITY OF RALEIGH TO LEVY OCCUPANCY TAXES, is withdrawn from the Committee on Judiciary No. 3.

On motion of Representative Blue, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Blue, the House does not concur in the Senate committee substitute and a conference committee is requested.

The Speaker appoints as conferees on the part of the House Representative Blue, Chairman; Representatives Stamey, Fussell, and Sparrow and the Senate is so notified by Special Message.

S. B. 319, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF SERVICES FOR THE BLIND OF THE DEPARTMENT OF HUMAN RESOURCES TO OPERATE VENDING MACHINES ON INTERSTATE HIGHWAYS AND CONTROLLED-ACCESS HIGHWAYS.

Representative Diamont offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (78-4), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 10, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate Committee Substitute for House Committee Substitute for H. B. 348, A BILL TO BE ENTITLED AN ACT REGARDING THE IDENTIFICATION AND LABELLING OF TOXIC AND HAZARDOUS SUBSTANCES, and requests conferees, the President appoints Senators Walker, Harris, R. P. Thomas, Hardison, and Ballenger on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 10, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate Committee Substitute for House Committee Substitute for H. B. 760, A BILL TO BE ENTITLED AN ACT TO CONFORM THE ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, and requests conferees, the President appoints Sentors Hipps, Jim Johnson, and Barnes on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 10, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate Committee Substitute for House Committee Substitute for H. B. 945, A BILL TO BE ENTITLED AN ACT TO AMEND THE SOLID WASTE LAW, and requests conferees, the President appoints Senators Harris, Walker, and Ward on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 10, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House Committee Substitute for S. B. 507, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION AND TO AUTHORIZE EVICTION OF TENANTS FOR FAILURE TO PAY RENT, and requests conferees. The President appoints Senators Swain, Redman, and Joe Johnson on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker appoints as conferees on the part of the House, Representative Wright, Chairman; Representatives C. Woodard, and Dawkins and the Senate is so notified by Special Message.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for H. B. 588, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN BLADEN COUNTY, is returned for concurrence in Senate amendment and is placed on the Calendar for July 11.

S. B. 353, A BILL TO BE ENTITLED AN ACT TO DESIGNATE WILMINGTON THE CITY OF AZALEAS, is read the first time and is referred to the Committee on State Government.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 738, AN ACT TO IMPROVE THE REGULATION OF INSURANCE BY MAKING TECHNICAL IMPROVEMENTS AND OTHER NEEDED CHANGES.

S. B. 279, AN ACT TO CLARIFY THE TYPE LAND THAT QUALIFIES FOR TAXATION AT ITS PRESENT-USE VALUE AND TO MAKE TECHNICAL CHANGES CONCERNING ELIGIBILITY FOR PRESENT-USE VALUE TAXATION.

H. B. 77, AN ACT TO STRENGTHEN FELONY CHILD ABUSE BY PROHIBITING THE INFLICTION OF ANY SERIOUS INJURY AND BY INCREASING THE PUNISHMENT.

H. B. 193, AN ACT TO MAKE CERTAIN CHANGES IN THE MEMBERSHIP OF THE JUVENILE LAW STUDY COMMISSION.

H. B. 215, AN ACT TO AUTHORIZE CURRITUCK COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN CURRITUCK COUNTY.

H. B. 584, AN ACT TO AUTHORIZE THE TOWN OF SEVEN DEVILS TO HOLD AN ELECTION ON THE SALE OF MALT BEVERAGES AND UNFORTIFIED WINE.

H. B. 623, AN ACT TO AUTHORIZE THE SECRETARY OF HUMAN RESOURCES TO REGULATE TRAFFIC.

H. B. 676, AN ACT TO TRANSFER THE POWERS, DUTIES AND FUNCTIONS OF THE ROANOKE VOYAGES CORRIDOR COMMISSION TO THE ROANOKE VOYAGES AND ELIZABETH II COMMISSION, AND TO ABOLISH THE CORRIDOR COMMISSION.

H. B. 806, AN ACT TO PROVIDE THAT THE LOCAL HEALTH DIRECTOR MAY ALLOW THE CONFINEMENT OF A LEGALLY VACCINATED AND RESTRAINED DOG OR CAT THAT BITES A PERSON ON THE OWNER'S PROPERTY FOR 10 DAYS.

H. B. 891, AN ACT TO AMEND G. S. 90-95(d) (4) TO INCREASE THE PUNISHMENT FOR MISDEMEANOR POSSESSION OF MARIJUANA.

H. B. 977, AN ACT TO REFORM THE LAWS REGULATING COMMON CARRIERS OF PASSENGERS BY MOTOR VEHICLE.

H. B. 1063, AN ACT TO GRANT PARITY WITH FEDERALLY CHARTERED SAVINGS AND LOAN ASSOCIATIONS BY PERMITTING STATE CHARTERED SAVINGS AND LOAN ASSOCIATIONS TO CALL THEMSELVES SAVINGS BANKS.

H. B. 1151, AN ACT TO ALLOW PRODUCERS TO OBTAIN LIENS AGAINST ASSETS OF THE DISTRIBUTORS FOR FAILURE TO PAY FOR MILK SOLD OR CONSIGNED.

H. B. 1188, AN ACT TO LIMIT FINANCIAL INSTITUTIONS FROM CERTAIN INSURANCE ACTIVITIES WITH CUSTOMERS.

H. B. 1209, AN ACT TO PERMIT THE PROVISION OF TELEPHONE SERVICE BY ENTITIES OTHER THAN THE CERTIFICATED TELEPHONE COMPANY BY COIN, COINLESS, OR KEY-OPERATED PAY TELEPHONES.

H. B. 1239, AN ACT TO PROVIDE THAT A LOAN INSTRUMENT THAT CONTAINS NO PREPAYMENT TERMS OR PREPAYMENT TERMS THAT ARE NOT IN ACCORDANCE WITH LAW MAY BE PREPAID.

H. B. 1311, AN ACT TO REMOVE THE RESTORATION FEE ON DRIVER'S LICENSES THAT ARE VOLUNTARILY SURRENDERED FOR HEALTH REASONS.

H. B. 1321, AN ACT TO FURTHER REGULATE REGIONAL BANK HOLDING COMPANIES SEEKING TO ACQUIRE NORTH CAROLINA BANKS OR BANK HOLDING COMPANIES.

S. B. 849, AN ACT TO EXTEND THE EXPIRATION DATE OF THE ADMINISTRATIVE PROCEDURE ACT AND RULES ADOPTED UNDER THAT ACT.

On motion of Representative Lilley, seconded by Representative Easterling, the House adjourns to reconvene July 11 at 11:00 a.m.

ONE HUNDRED THIRTEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, July 11, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Brubaker, Holmes, Locks, and Tyson for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Stamey:

H. B. 1421, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ARTICLE 23 "RENTAL REFERRAL AGENCIES" OF CHAPTER 66 "COMMERCE AND BUSINESS", is referred to the Committee on Appropriations.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 10, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendments to Committee Substitute for S. B. 182, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS STATEWIDE PROJECTS, TO SPECIFY HOW CERTAIN APPROPRIATED FUNDS ARE TO BE USED, AND TO MAKE VARIOUS CHANGES IN THE LAW, and requests conferees. The President appoints Senators Plyler, Rand, Royall, Harrington, and Jim Johnson on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker appoints as conferees on the part of the House, Representative Watkins, Chairman; Representatives Bob Etheridge, Michaux, Nesbitt, and Barbee and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 11, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the

Senate Committee Substitute to House Committee Substitute for H. B. 606, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY AND THE CITY OF RALEIGH TO LEVY OCCUPANCY TAXES, and requests conferees, the President appoints Senators Woodard, Joe Johnson, Speed, and Staton on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 10, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendments to House Committee Substitute for S. B. 496, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE, and requests conferees. The President appoints Senators Warren, Kaplan, and Jim Johnson on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker appoints as conferees on the part of the House, Representative Miller, Chairman; Representatives Nesbitt and Fussell and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 10, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Committee Substitute for H. B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ORDER OF SEIZURE AND DELIVERY FOR PROPERTY PURCHASED UNDER A CONDITIONAL SALE CONTRACT OR FOR PROPERTY USED AS COLLATERAL EXPIRES IN SIXTY DAYS, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for H. B. 1132, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE CERTIFICATE OF NEED LAW, is returned for concurrence in four Senate amendments.

On motion of Representative Pulley, the rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 1037, A BILL TO BE ENTITLED AN ACT TO ENABLE HOSPITAL, MEDICAL AND DENTAL SERVICE CORPORATIONS, INSURERS AND PERSONS TO ENGAGE IN HEALTH CARE COST CONTAINMENT ACTIVITIES, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 456, A BILL TO BE ENTITLED AN ACT TO INCREASE EDUCATIONAL REQUIREMENTS FOR LICENSING OF FIRE AND CASUALTY AND LIFE INSURANCE AGENTS AND TO REQUIRE INSURANCE COMPANIES TO GIVE AGENTS 180 DAYS NOTICE BEFORE CANCELLING AN AGENCY CONTRACT, is returned for concurrence in two Senate amendments.

The rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 143, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN OBSCENITY STATUTES, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 551, A BILL TO BE ENTITLED AN ACT TO ALLOW BOARDS OF COUNTY COMMISSIONERS TO HOLD SPECIAL MEETINGS OUTSIDE THEIR JURISDICTIONS, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar.

S. B. 851, A BILL TO BE ENTITLED AN ACT TO RESTRICT SUBSTANTIVE LEGISLATION IN APPROPRIATIONS BILLS, is read the first time and is referred to the Committee on Appropriations.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Mavretic for the Committee on Pensions and Retirement:

H. B. 641, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE TOWN OF ELKIN'S RETIREMENT SYSTEM, with a favorable report, as amended.

On motion of Representative Mavretic, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Mavretic, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate, without engrossment, by Special Message.

S. B. 557, A BILL TO BE ENTITLED AN ACT TO INCREASE THE RETIREMENT FORMULA FOR ACTIVE AND RETIRED MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM AND LAW ENFORCEMENT OFFICERS' RETIREMENT SYSTEM, with a favorable report.

S. B. 667, A BILL TO BE ENTITLED AN ACT TO PERMIT EMPLOYEES OF THE STATE EMPLOYEES ASSOCIATION OF NORTH CAROLINA, THE EMPLOYEES OF THE NORTH CAROLINA ASSOCIATION OF EDUCATORS, AND THE EMPLOYEES OF NORTH CAROLINA SCHOOL BOARDS ASSOCIATION THE OPTION OF TERMINATING MEMBERSHIP IN THE TEACHER'S AND STATE EMPLOYEE'S RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

S. B. 671, A BILL TO BE ENTITLED AN ACT TO PERMIT MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO PURCHASE CREDITABLE SERVICE FOR COMPARABLE FEDERAL EMPLOYMENT, with a favorable report.

By Representative Quinn for the Committee on Finance:

S. B. 300, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF STATE INCOME TAX REFUND OFFSET PROCEDURES IN NON-AFDC AND INTERSTATE CASES AS REQUIRED BY FEDERAL LAW, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary No. 2.

S. B. 337, A BILL TO BE ENTITLED AN ACT TO AMEND THE APPLICATION FEE AND COST RECOVERY PROVISIONS OF G. S. 110-130.1 REGARDING NON-AFDC SERVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary No. 2.

Representative Lancaster sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

Committee Substitute for
H. B. 414

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees. appointed to resolve the differences arising between the Senate and the House of Representatives on Committee Substitute for H. B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ORDER OF SEIZURE AND DELIVERY FOR PROPERTY PURCHASED UNDER A CONDITIONAL SALE CONTRACT OR FOR PROPERTY USED AS COLLATERAL EXPIRES IN SIXTY DAYS, wish to report as follows: The Senate recedes from its Amendment #1, and in lieu thereof amends the bill on page 1, line 13, by deleting "or on his payments of ", and substituting ", a purchase money security agreement or on".

And the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 11th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ WILMA WOODARD	S/ H. MARTIN LANCASTER
S/ LURA TALLY	S/ JOHN C. HASTY
S/ HELEN R. MARVIN	S/ B. HOLT

The Conference Report is adopted, by electronic vote (85-0), and the Speaker orders the bill enrolled. The Senate is so notified by Special Message.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 880, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 1A OF CHAPTER 18B CONCERNING COMPENSATION FOR INJURY CAUSED BY SALES TO UNDERAGE PERSONS, with an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Miller, the rules are suspended and the substitute bill is placed on the Calendar for July 12. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 588, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TAKING OF FOXES IN BLADEN COUNTY.

On motion of Representative Nye, the House concurs in the Senate amendment, by electronic vote (80-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 1340, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPERSONATION OF A LAW ENFORCEMENT OFFICER.

On motion of Representative Colton. the House does not concur in Senate Amendment No. 1 by electronic vote (90-3).

On motion of Representative Colton, the House does not concur in Senate Amendment No. 2, by electronic vote (89-2), and conferees are requested.

The Speaker appoints as conferees on the part of the House, Representative Colton, Chairman; Representatives Lancaster and Holt and the Senate is so notified by Special Message.

Representative Diamont sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

Senate Committee Substitute
for H. B. 945

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate

and the House of Representatives on Senate Committee Substitute for H. B. 945, A BILL TO BE ENTITLED AN ACT TO AMEND THE SOLID WASTE LAW, wish to report as follows:

The conferees adopt the Senate Committee Substitute, as amended as follows:

The third sentence of proposed G. S. Section 130A-308 beginning on page 2, line 13, is deleted, and the following is substituted in its place: "Notwithstanding any other provision of this section, this section shall apply only to units, facilities, and permits that are covered by Section 3004(u)) of the Federal Act (42 U.S.C. Section 6924(u). Notwithstanding the foregoing, corrective action authorized elsewhere in this Chapter shall not be limited by this section."

AND the bill is further amended by deleting the fourth sentence of the proposed Section 130A-309, beginning on page 3, line 10, and by substituting in its place the following: "Notwithstanding any other provision of this section, this section shall apply only to units, facilities, and permits that are covered by Section 3004(v) of the Federal Act (42 U.S.C. Section 6924(v)). Notwithstanding the foregoing, corrective action authorized elsewhere in this Chapter shall not be limited by this section."

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 11th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ OLLIE HARRIS	S/ DAVID H. DIAMONT
S/ RUSSELL WALKER	S/ JOE HACKNEY
S/ MARVIN WARD	S/ LUTHER JERALDS

The Conference Report is adopted, by electronic vote (92-1), and the Senate is so notified by Special Message.

Representative Wright sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

House Committee Substitute for
S. B. 507

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on House Committee Substitute for S. B. 507, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION AND TO AUTHORIZE EVICTION OF TENANTS FOR FAILURE TO PAY RENT, wish to report as follows: amend the bill on page 2, lines 23-26.

by deleting current section (i) and rewriting it to read as follows:

"(i) failure to make payments due under the rental agreement, if such payments were properly and promptly calculated according to applicable HUD regulations, without regard to fault on the part of the tenant,"

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 11th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Robert S. Swain	S/ Richard Wright
S/ Joseph E. Johnson	S/ Donald M. Dawkins
S/ William W. Redman, Jr.	S/ Charles D. Woodard

The Conference Report is adopted, by electronic vote (93-2), and the Senate is so notified by Special Message.

CALENDAR (continued)

Senate Committee Substitute for H. B. 1201, A BILL TO BE ENTITLED AN ACT CONCERNING UNIFORM BOND PROCEDURES.

Representatives Miller and Cromer request that they be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its third reading for concurrence in Senate committee substitute, as amended, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Craven, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hightower, Holt, Hudson, Huffman, Hughes, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Mothershead, Nesbitt, Noles, Nye, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Stamey, Tallent, Tyndall, Walker, R. Warren, Wicker, Windley, Wiser, Wood, and Wright — 89.

Voting in the negative: Representative Cole.

Excused absences: Representatives Beard, Brubaker, Holmes, Locks, Murphy, and Tyson — 6.

Excused Votes: Representatives Cromer and Miller — 2.

S. B. 50, A BILL TO BE ENTITLED AN ACT TO MODIFY SPECIAL BUDGETARY PROVISIONS CONTAINED IN CHAPTER 1034 OF THE 1983 SESSION LAWS WHICH RELATE TO INTEREST INCOME ON N. C. HOUSING FINANCE AGENCY BOND RESERVE APPROPRIATIONS.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message for concurrence in House amendment.

Those voting in the affirmative are: Representatives Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Chapin, Church, Cochrane, Cole, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bob Etheridge, L. Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner,

Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Holt, Hudson, Huffman, Hughes, Hurst, James, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Nesbitt, Nye, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Stamey, Tallent, Tyndall, Walker, E. Warren, R. Warren, Wicker, Windley, Wiser, Wood, C. Woodard, and Wright — 94.

Voting in the negative: None.

Excused absences: Representatives Beard, Brubaker, Holmes, Locks, Murphy, and Tyson — 6.

Committee Substitute for S. B. 633, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A UNIFORM PREMIUM TAX STRUCTURE FOR INSURANCE COMPANIES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Church, Cochrane, Cole, Craven, N. J. Crawford, Creecy, Cromer, Dawkins, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Hudson, Huffman, Hughes, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Ligon, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Michaux, Miller, Mothershead, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Sizemore, Stamey, Tallent, Tyndall, Walker, R. Warren, Windley, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 87.

Voting in the negative: None.

Excused absences: Representatives Beard, Brubaker, Holmes, Locks, Murphy, and Tyson — 6.

S. B. 106, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE APPEAL OF PERSONNEL COMMISSION DECISIONS AWARDING ATTORNEY FEES IN GRIEVANCE PROCEEDINGS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Barker, Barnes, Barnhill, Beall, Blue, Bowman, Boyd, Brannan, Brawley, Brinkley, Brown, Buchanan, Bumgardner, Chalk, Church, Cochrane, Cole, Colton, Craven, J. W. Crawford, N. J. Crawford, Creecy, Cromer, Dawkins, Decker, DeVane, Diamont, Duncan, Easterling, Edwards, Enloe, Esposito, L. Etheridge, Bruce Ethridge, Evans, Fitch, Foster, Fussell, Gardner, Gist, Greenwood, Hackney, A. Hall, M. Hall, Hasty, Hauser, Hege, Hightower, Hudson, Huffman, Hughes, Hunter, Hurst, James, Jeralds, Jones, Justus, Keesee-Forrester, Kennedy, Lancaster, Lilley, Lineberry, Lutz, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Mothershead, Noles, Nye, Owens, Pool, Privette, Pulley, Quinn, Redwine, Rhodes, Rhyne, Richardson, Robinson, Sizemore, Stamey, Tallent, Tyndall, Walker, R. Warren, Wiser, Wood, B. Woodard, C. Woodard, and Wright — 93.

Voting in the negative: Representatives Ligon and Windley — 2.

Excused absences: Representatives Beard, Brubaker, Holmes, Locks, Murphy, and Tyson — 6.

S. B. 266, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND TO AMEND THE CON STATUTE.

On motion of Representative Pulley, consideration of the bill is postponed until July 12.

Committee Substitute for H. B. 530, A BILL TO BE ENTITLED AN ACT TO REMOVE ARCHAIC REFERENCES TO SCHOOL COMMITTEES FROM CHAPTER 115C OF THE GENERAL STATUTES AND CHANGING THE PERCENTAGE OF QUALIFIED VOTERS WHO MAY PETITION FOR ELECTION.

Representative Foster offers Amendment No. 1 which is adopted.

Representative Fitch offers Amendment No. 2.

Representative Fitch calls the previous question on the passage of Amendment No. 2 and the call is sustained.

Amendment No. 2 is adopted by electronic vote (94-8).

On motion of Representative Mavretic, the bill is withdrawn from the Calendar, engrossed, and re-referred to the Committee on Election Laws by electronic vote (55-48).

H. B. 1132, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE CERTIFICATE OF NEED LAW.

On motion of Representative Pulley, the House concurs in Senate Amendment No. 1 by electronic vote (90-0).

On motion of Representative Pulley, the House concurs in Senate Amendment No. 2 by electronic vote (94-0).

On motion of Representative Pulley, the House concurs in Senate Amendment No. 3 by electronic vote (84-10).

On motion of Representative Pulley, the House concurs in Senate Amendment No. 5, by electronic vote (97-5), and the bill is ordered enrolled.

House Committee Substitute for S. B. 547, A BILL TO BE ENTITLED AN ACT TO DISCONTINUE THE INSURANCE REQUIREMENT FOR LICENSEES OF THE PRIVATE PROTECTIVE SERVICES BOARD DUE TO THE CREATION OF THE PRIVATE PROTECTIVE SERVICES RECOVERY FUND.

On motion of Representative Miller, the bill is removed from the Calendar and re-referred to the Committee on Judiciary No. 1.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1276, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIME OF FETICIDE, with an indefinite postponement report.

Committee Substitute for S. B. 612, A BILL TO BE ENTITLED AN ACT TO PERMIT THE COMMISSIONER OF MOTOR VEHICLES TO ISSUE FICTITIOUS LICENSES AND REGISTRATION PLATES TO LOCAL LAW ENFORCEMENT OFFICERS UNDER CERTAIN CIRCUMSTANCES, with a favorable report, as amended.

On motion of Representative Pulley, the rules are suspended and the bill is placed on today's Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 216, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS FROM SPECIAL PERSONALIZED REGISTRATION PLATES BE USED TO PROMOTE TRAVEL ACCESSIBILITY FOR THE DISABLED, is read the first time and is referred to the Committee on Finance.

S. B. 430, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR SUPERVISORY FEES PAID BY SAVINGS AND LOAN ASSOCIATIONS TO THE ADMINISTRATOR OF THE SAVINGS AND LOAN DIVISION, is read the first time and is referred to the Committee on Finance.

Committee Substitute for S. B. 594, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR FILLING CONTACT LENS PRESCRIPTIONS, is read the first time and is referred to the Committee on Health.

Committee Substitute for H. B. 1022, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL AND OTHER AMENDMENTS TO THE PRACTICING PSYCHOLOGISTS' LICENSING ACT, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar.

H. B. 1380, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PENSION AND RETIREMENT BENEFITS FOR LOCAL LAW OFFICERS, is returned for concurrence in two Senate amendments.

The rules are suspended and the bill is placed on the Calendar.

S. B. 711, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR ELECTION OF STATEWIDE OFFICIALS IN THE FALL OF THE ODD-NUMBERED YEARS, is read the first time and is referred to the Committee on Constitutional Amendments.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 11, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in Senate Amendments Nos. 1 and 2 to House Committee Substitute for H. B. 1340, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPERSONATION OF A LAW ENFORCEMENT OFFICER, and requests conferees, the President appoints Senators Staton, R. P. Thomas, And Simpson on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

Committee Substitute for H. B. 1101, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, with an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Lilley, the rules are suspended and the substitute bill is placed on today's Calendar.

The original bill is placed on the Unfavorable Calendar.

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1277, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DEATH PENALTY FOR PERSONS SIXTEEN YEARS OF AGE OR YOUNGER AND TO INCREASE THE TIME BEFORE A CLASS A FELON MAY BE PAROLED, with an indefinite postponement report.

On motion of Representative Wright, H. B. 127, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO DISQUALIFY ELECTED OFFICIALS FOR LIBELOUS OR SLANDEROUS CAMPAIGN STATEMENTS, is withdrawn from the Committee on Judiciary No. 2 and re-referred to the Committee on Appropriations.

RepresentativeLancaster sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

H. B. 425

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 425, A BILL TO BE ENTITLED AN ACT TO PERMIT WAYNE COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, wish to report as follows: The Senate recedes from its Amendment #2, and in lieu thereof adopts the following amendment:

amend the bill on page 1, line 2, by rewriting that line to read: "AN ACT TO PERMIT CERTAIN COUNTIES AND THE CITIES LOCATED THERE TO":

and further amend the bill on page 1, line 7, by rewriting that line to read: "after 'Dare' the words ', Alamance, Ashe, Bladen, Brunswick, Burke, Caldwell, Cumberland, Davie, Gaston, Guilford, Henderson, Jackson, Lincoln, New Hanover, Pender, Rockingham, Rowan, Surry, Wayne'";

and further amend the bill on page 1, line 10, by rewriting that line to read: "'Dare' the words ', Alamance, Ashe, Bladen, Brunswick, Burke, Caldwell, Cumberland, Davie, Gaston, Guilford, Henderson, Jackson, Lincoln, New Hanover, Pender, Rockingham, Rowan, Surry, Wayne'".

And the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 11th day of July 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ HENSON BARNES	S/ MARTIN LANCASTER
S/ OLLIE HARRIS	S/ GORDON H. GREENWOOD
S/ ROBERT D. WARREN	S/ J. W. CRAWFORD

The Conference Report is adopted, by electronic vote (89-0), and the Senate is so notified by Special Message.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 727, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN AGAINST SEXUAL ABUSE, CHILD PROSTITUTION, CHILD PORNOGRAPHY AND SEXUAL PERFORMANCES, with an indefinite postponement.

H. B. 874, A BILL TO BE ENTITLED AN ACT TO PREVENT HARASSMENT OF JURORS OR FORMER JURORS, with an indefinite postponement report.

By Representative Nesbitt for the Committee on Insurance:

H. B. 248, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NO SAFE DRIVER INSURANCE PLAN POINTS SHALL BE ASSESSED FOR NON-DANGEROUS MOVING VIOLATIONS UNDER CERTAIN CONDITIONS, with an indefinite postponement report.

H. B. 657, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE REGULATION OF INSURANCE BY MAKING TECHNICAL IMPROVEMENTS AND INCREASING FEES AND PENALTIES, with an indefinite postponement report.

H. B. 937, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW ON UNDERINSURED MOTORIST COVERAGE, with an indefinite postponement report.

Senate Committee Substitute for S. B. 195, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 20-309 PERTAINING TO FINANCIAL RESPONSIBILITY PREREQUISITE TO REGISTRATION, with an indefinite postponement report.

S. B. 472, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR TWO YEARS THE TIME FOR COMPLIANCE BY INSURERS WITH CAPITAL AND/OR SURPLUS REQUIREMENTS FOR FORMATION OF INSURANCE COMPANIES, with an indefinite postponement report.

S. B. 473, A BILL TO BE ENTITLED AN ACT TO REMOVE THE LIMITATION ON LEGAL SERVICE BENEFITS PAYABLE TO MOTOR CLUB MEMBERS, with an indefinite postponement report.

CALENDAR (continued)

Committee Substitute for H. B. 143, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN OBSCENITY STATUTES.

On motion of Representative Miller, the House concurs in the Senate amendment, by electronic vote (87-5), and the bill is ordered enrolled.

On motion of Representative Watkins, H. B. 1102, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A FULL-TIME ADMINISTRATOR FOR THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Judiciary No. 4.

Committee Substitute for H. B. 551, A BILL TO BE ENTITLED AN ACT TO ALLOW BOARDS OF COUNTY COMMISSIONERS TO HOLD SPECIAL MEETINGS OUTSIDE THEIR JURISDICTIONS.

Representative Easterling moves that the House do concur in the Senate amendment. Upon reading the amendment, the Speaker rules that the amendment is not acceptable and orders the bill returned to the Senate by Special Message.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1102, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A FULL-TIME ADMINISTRATOR FOR THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative Pulley, the rules are suspended and the substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H. B. 608, A BILL TO BE ENTITLED AN ACT TO ALLOW CASWELL COUNTY TO APPOINT A PUBLIC SAFETY OFFICER, with a favorable report.

On motion of Representative Pulley, the rules are suspended and the bill is placed before the House for immediate consideration.

The bill passes its second reading.

Representative Hurst objects to the third reading. The bill remains on the Calendar.

Representative Watkins moves that the rules be suspened in order for the bill to be read a third time and this motion carries.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR (continued)

Committee Substitute for H. B. 1102, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN EXECUTIVE ADMINISTRATOR FOR THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, AND TO MAKE TECHNICAL AMENDMENTS TO THE PLAN.

Representative Watkins calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading, by electronic vote (97-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Quinn for the Committee on Finance:

Committee Substitute for S. B. 216, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS FROM SPECIAL PERSONALIZED REGISTRATION PLATES BE USED TO PROMOTE TRAVEL ACCESSIBILITY FOR THE DISABLED, with a favorable report.

The rules are suspended and the bill is placed on today's Calendar.

S. B. 430, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR SUPERVISORY FEES PAID BY SAVINGS AND LOAN ASSOCIATIONS TO THE ADMINISTRATOR OF THE SAVINGS AND LOAN DIVISION, with a favorable report.

CALENDAR (continued)

Committee Substitute for H. B. 456, A BILL TO BE ENTITLED AN ACT TO INCREASE EDUCATIONAL REQUIREMENTS FOR LICENSING OF FIRE AND CASUALTY AND LIFE INSURANCE AGENTS AND TO REQUIRE INSURANCE COMPANIES TO GIVE AGENTS 180 DAYS NOTICE BEFORE CANCELLING AN AGENCY CONTRACT.

On motion of Representative Anderson, the House concurs in Senate Amendment No. 1 which changes the title by electronic vote (98-0).

On motion of Representative Anderson, the House concurs in Senate Amendment No. 2, by electronic vote (93-0), and the bill is ordered enrolled.

Representative Colton sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

House Committee Substitute No. 2
for H. B. 1340

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on House Committee Substitute No. 2 for H. B. 1340, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPERSONATION OF A LAW ENFORCEMENT OFFICER, wish to report as follows:

The Senate recedes from Senate Amendment #1.

The House concurs in Senate Amendment #2.

The conferees agree that HCS #2 for H. B. 1340 be further amended as follows:

1. Page 1, line 6 by deleting the words "**law enforcement officer**" substituting the words: "**law enforcement or other public officer**"; and

2. page 3, line 7 by adding after the period (.) a new paragraph to read:

"(e) It shall be unlawful for any person other than duly authorized employees of a county, a municipality or the State of North Carolina, including but not limited to, the Department of Social Services, Health, or Mental Health or Building Inspector to represent to any person that they are duly authorized employees of a county, a municipality or the State of North Carolina or one of the above enumerated departments and acting upon such representation to perform any act, make any investigation, seek access to otherwise confidential information, perform any duty of said office, gain access to any place not otherwise open to the public, or seek to be afforded any privilege which would otherwise not be afforded to such person except for such false representation or make any attempt to do any of said enumerated acts. Any person, corporation, or business association violating the provisions of this section shall be guilty of a misdeameanor and upon conviction may be fined or imprisoned at the discretion of the court."

3. Section 2 is renumbered as Section 3, and a new Section 2 is added to read as follows:

"Sec. 2. Chapter 477 of the 1985 Session Laws is hereby repealed."

To this end, the conferees recommend that the Senate and the House of Representatives adopt the foregoing report.

This the 11th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ WILLIAM W. STATON	S/ MARIE COLTON
S/ R. P. THOMAS	S/ B. HOLT
S/ DAN R. SIMPSON	S/ H. MARTIN LANCASTER

The Conference Report is adopted by electronic vote (75-17) and the Senate is so notified by Special Message.

CALENDAR (continued)

H. B. 1022, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL AND OTHER AMENDMENTS TO THE PRACTICING PSYCHOLOGISTS' LICENSING ACT.

On motion of Representative J. W. Crawford, the House concurs in the Senate amendment, by electronic vote (100-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 569, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN INTER-DISCIPLINARY COMMITTEE TO ASSIST THE COURT IN DEVELOPING ALTERNATIVES FOR STATUS OFFENDERS AND TO ALLOW PROTECTIVE CUSTODY IN RESPONSE TO VIOLATION OF THE TERMS OF A VALID PROTECTIVE SUPERVISION ORDER.

Representative Nesbitt offers Amendment No. 2 which is adopted by electronic vote (99-3).

Representative Nesbitt offers Amendment No. 3 which is adopted by electronic vote (103-1).

Representative Nesbitt offers Amendment No. 4 which is adopted by electronic vote (68-37).

Representative Hunter offers Amendment No. 5 which is adopted by electronic vote (62-43).

Representative Barnes calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading, by electronic vote (70-37), and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 1037, A BILL TO BE ENTITLED AN ACT TO ENABLE HOSPITAL, MEDICAL AND DENTAL SERVICE CORPORATIONS, INSURERS AND PERSONS TO ENGAGE IN HEALTH CARE COST CONTAINMENT ACTIVITIES.

On motion of Representative Miller, the House concurs in the Senate amendment, by electronic vote (83-0), and the bill is ordered enrolled.

H. J. R. 444, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLES HARRIS LIVENGOOD, JR.

Representative Miller offers Amendment No. 1 which is adopted.

The resolution, as amended, passes its second reading, by electronic vote (91-0), and there being no objection is read a third time.

The resolution, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 1380, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PENSION AND RETIREMENT BENEFITS FOR LOCAL LAW OFFICERS.

On motion of Representative Bob Etheridge, the House concurs in Senate Amendment No. 1 by electronic vote (83-0).

On motion of Representative Bob Etheridge, the House concurs in Senate Amendment No. 2, by electronic vote (89-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 1101, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for S. B. 612, A BILL TO BE ENTITLED AN ACT TO PERMIT THE COMMISSIONER OF MOTOR VEHICLES TO ISSUE FICTITIOUS LICENSES AND REGISTRATION PLATES TO LOCAL LAW ENFORCEMENT OFFICERS UNDER CERTAIN CIRCUMSTANCES.

On motion of Representative Evans, Committee Amendment No. 1 is adopted by electronic vote (91-5).

The bill, as amended, passes its second reading, by electronic vote (88-14), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate by Special Message for concurrence in House amendment.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 11, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on H. B. 425, A BILL TO BE ENTITLED AN ACT TO PERMIT WAYNE COUNTY AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 11, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Senate Committee Substitute for H. B. 945, A BILL TO BE ENTITLED AN ACT TO AMEND THE SOLID WASTE LAW, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 11, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on H. B. 855, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR RECEIVING A LICENSE TO PRACTICE MEDICINE, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 11, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on House Committee Substitute for S. B. 507, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION AND TO AUTHORIZE EVICTION OF TENANTS FOR FAILURE TO PAY RENT, to the end that when a similar action has been taken on the part of the House, we will order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Committee Substitute for S. B. 216, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS FROM SPECIAL PERSONALIZED REGISTRATION PLATES BE USED TO PROMOTE TRAVEL ACCESSIBILITY FOR THE DISABLED.

Representative Lilley offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate by Special Message for concurrence in House amendment.

SPECIAL MESSAGE FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for H. B. 1102, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN EXECUTIVE ADMINISTRATOR FOR THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, AND TO MAKE TECHNICAL AMENDMENTS TO THE PLAN, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Bob Etheridge, the House concurs in the Senate amendment, by electronic vote (81-0), and the bill is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 322, AN ACT TO PROVIDE NUMBERED NATIONAL GUARD REGISTRATION PLATES TO SENIOR ENLISTED MEMBERS AND RETIRED MEMBERS.

S. B. 735, AN ACT TO MAKE ATTENDANCE COUNSELORS SCHOOL SOCIAL WORKERS.

H. B. 270, AN ACT TO AMEND G. S. 20-294 RELATING TO DEALER LICENSES.

H. B. 536, AN ACT TO PROTECT CONSUMERS IN NORTH CAROLINA BY PROVIDING FOR PLACEMENT OF INSURANCE WITH FINANCIALLY SOUND NONADMITTED INSURERS AND FOR A SYSTEM OF REGULATION OF SURPLUS LINES INSURANCE.

H. B. 787, AN ACT TO MAKE VARIOUS TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H. B. 796, AN ACT CLARIFYING THE PROCEDURE FOR SERVING PICK-UP NOTICES UNDER THE TEN DAY REVOCATION PROCEDURE.

H. B. 841, AN ACT TO PREVENT HARASSMENT OF JURORS OR FORMER JURORS.

H. B. 882, AN ACT TO REQUIRE COLLEGE STUDENTS TO RECEIVE CERTAIN IMMUNIZATIONS.

H. B. 938, AN ACT TO AMEND G. S. 143-295 TO INCREASE SETTLEMENT AUTHORITY OF ATTORNEY GENERAL IN TORT CLAIMS FROM FIVE THOUSAND DOLLARS TO TEN THOUSAND DOLLARS.

H. B. 1010, AN ACT TO CLARIFY THE DEFINITION OF PREFERENCE OR ADVANTAGE IN UTILITIES REGULATION AND TO PROVIDE A CORPORATE INCOME TAX CREDIT.

H. B. 1024, AN ACT TO PERMIT LICENSED PSYCHOLOGISTS WITH AT LEAST TWO YEARS CLINICAL EXPERIENCE TO CONDUCT INITIAL INVOLUNTARY COMMITEMENT EVALUATIONS.

H. B. 1130, AN ACT TO ESTABLISH GUIDELINES FOR LOCATING LIQUID AND GAS PIPELINES AND TO LIMIT THE WIDTH OF LAND CONDEMNED FOR LOCATION OF SUCH PIPELINES.

H. B. 1137, AN ACT TO ALLOW QUALIFIED UNITS OF LOCAL GOVERNMENTS TO ISSUE PERMITS FOR THE EXTENSION OF SEWER AND WATER LINES IN LIEU OF STATE APPROVAL.

H. B. 1218, AN ACT TO APPROPRIATE FUNDS TO THE JUDICIAL DEPARTMENT AND TO IMPROVE THE ADMINISTRATION OF THE JUDICIAL SYSTEM.

S. B. 98, AN ACT TO PROVIDE FREE REGISTRATION PLATES TO PERSONS AWARDED THE CONGRESSIONAL MEDAL OF HONOR WHO ARE RESIDENTS OF NORTH CAROLINA.

H. B.142, AN ACT TO REPEAL THE SUNSET PROVISION ON CERTAIN SAFETY REQUIREMENTS CONCERNING A STOPPED SCHOOL BUS.

H. B. 1131, AN ACT TO REWRITE THE PHYSICAL THERAPY PRACTICE ACT.

H. B. 1144, AN ACT TO CLARIFY FILING REQUIREMENTS FOR A CLAIM OF STATUTORY LIEN BY A SUBCONTRACTOR DEALING WITH ONE OTHER THAN THE OWNER OF THE PROPERTY.

H. B. 1171, AN ACT TO STRENGTHEN THE OBSCENITY LAWS OF THIS STATE AND THE ENFORCEMENT OF THESE LAWS, TO PROTECT MINORS FROM HARMFUL MATERIAL THAT DOES NOT RISE TO THE LEVEL OF

OBSCENITY, AND TO STOP THE SEXUAL EXPLOITATION AND PROSTITUTION OF MINORS.

S. B. 663, AN ACT TO IMPOSE SALES TAX ON ALL PROPERTY SOLD AT FLEA MARKETS, TO REQUIRE ALL PERSONS WHO SELL PROPERTY AT FLEA MARKETS TO DISPLAY THEIR SALES TAX LICENSES, AND TO REQUIRE PERSONS WHO SELL AT FLEA MARKETS TO FURNISH EVIDENCE TO THE LESSOR OF THE MARKET THAT THEY ARE REGISTERED FOR SALES TAX PURPOSES.

S. B. 624, AN ACT TO INCREASE THE PERCENTAGE OF SIGNATURES REQUIRED TO CALL AN ALCOHOLIC BEVERAGE ELECTION.

S. B. 596, AN ACT TO CLARIFY CONDITIONS OF PROBATION.

S. B. 587, AN ACT TO PROVIDE FOR PAYMENT BY A CITY TO TAX-PAYERS OF A FIRE DISTRICT WHEN A CITY ANNEXES TERRITORY IN THE FIRE DISTRICT DURING THE FISCAL YEAR.

S. B. 418, AN ACT TO PERMIT THE TREASURER TO AUTHORIZE LIMITED EXEMPTIONS FROM THE DAILY DEPOSIT LAW.

S. B. 394, AN ACT TO ESTABLISH A GENERAL STATEWIDE CASH MANAGEMENT POLICY FOR THE STATE OF NORTH CAROLINA.

H.B. 1420, AN ACT TO CHANGE THE MEMBERSHIP OF THE CRAVEN COUNTY TOURISM DEVELOPMENT AUTHORITY.

H. B. 1219, AN ACT TO AMEND THE STATUTES PERTAINING TO THE NORTH CAROLINA HAZARDOUS WASTE TREATMENT COMMISSION.

H. B. 1168, AN ACT TO PROVIDE FOR LICENSING OF FOREIGN MILITARY SALES AGENTS OF LIFE INSURANCE COMPANIES DOMICILED IN THIS STATE FOR LIFE INSURANCE BUSINESS AT FOREIGN MILITARY INSTALLATIONS.

H. B. 655, AN ACT TO MODIFY THE MOUNTAIN RIDGE PROTECTION ACT OF 1983 IN CITIES OF 50,000 OR MORE.

H. B. 625, AN ACT CONCERNING DURHAM CITY CONTRACTS FOR ADDITIONAL FACILITY CAPACITY.

H. B. 624, AN ACT TO EXTEND DURHAM'S FAIR HOUSING ORDINANCE TO DISCRIMINATION BASED ON AGE OR HANDICAP.

H. B. 459, AN ACT TO ALLOW THE CITY OF DURHAM TO ESTABLISH OVERLAY ZONES.

H. J. R. 1402, A JOINT RESOLUTION HONORING THE MEMORY OF WILLIAM M. "BUSTER" LENTZ.

On motion of Representative Lilley, seconded by Representative Barker, the House adjourns to reconvene July 12 at 11:00 a.m.

ONE HUNDRED FOURTEENTH DAY

HOUSE OF REPRESENTATIVES
Friday, July 12, 1985

The House meets pursuant to adjournment and is called to order by Speaker Pro Tempore, Representative Hunt.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Brawley, Brubaker, Hightower, Holmes, Lancaster, Lutz, and Rhyne for today.

SUSPENSION OF RULES TO INTRODUCE LOCAL BILL

On motion of Representative Barker, Rule 31.1 is suspended by a two-thirds majority vote in order for a local bill to be filed.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

H. B. 913, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE WILL NOT BE PRESUMED TO OWN LAND THAT IT HAS PREVIOUSLY CONVEYED, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative Wright, the rules are suspended and the substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

S. B. 300, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF STATE INCOME TAX REFUND OFFSET PROCEDURES IN NON-AFDC AND INTERSTATE CASES AS REQUIRED BY FEDERAL LAW, with a favorable report.

On motion of Representative Wright, the rules are suspended and the bill is placed on today's Calendar.

By Representative Michaux for the Committee on Constitutional Amendments:

S. B. 711, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR ELECTION OF STATEWIDE OFFICIALS IN THE FALL OF THE ODD-NUMBERED YEARS, with a favorable report, as amended.

Representative Michaux moves that the rules be suspended in order for the bill to be placed on today's Calendar.

Representative R. Warren calls for the "ayes" and "noes" and the call is sustained.

On motion of Representative Michaux, the rules are suspended and the bill is placed on today's Calendar by the following vote.

Those voting in the affirmative are: Representatives Anderson, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Brannan, Brinkley, Bumgardner, Chapin, Church, Colton, N. J. Crawford, Dawkins, DeVane, Easterling, Enloe, Bruce Ethridge, Fitch, Fletcher, Fussell, Gist, Greenwood, Hackney, Hasty, Hauser, Holroyd, Holt, Hudson, James, Jeralds, Kennedy, Lilley, Lineberry, Locks, McAlister, McDowell, McLaughlin, Mavretic, Michaux, Miller, Murphy, Nye, Owens, Pool, Pulley, Quinn, Redwine, Richardson, Sparrow, Stamey, Tyndall, Tyson, E. Warren, Wiser, B. Woodard, C. Woodard, and Wright — 60.

Voting in the negative: Representatives Boyd, Brown, Buchanan, Chalk, Cochrane, Cole, Craven, Decker, Duncan, Esposito, Foster, Gardner, M. Hall, Hege, Huffman, Hughes, Hurst, Justus, Keesee-Forrester, Ligon, Noles, Privette, Rhodes, Sizemore, Spoon, Tallent, Walker, R. Warren, Windley, and Wood — 30.

Excused absences: Representatives Beard, Brawley, Brubaker, Hightower, Holmes, Lancaster, Lutz, and Rhyne — 8.

The Chair rules this is a two-thirds majority vote.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Barker, the rules are suspended and the following is introduced and read the first time:

By Representative Barker:

H. B. 1423, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION IN THE MENTAL HEALTH LAW RECODIFICATION.

On motion of Representative Barker, the rules are suspended and the bill is placed on the Calendar.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Murphy for the Committee on Health:

H. B. 1092, A BILL TO BE ENTITLED AN ACT TO RESTORE THE REQUIREMENT OF A BLOOD TEST FOR A MARRIAGE LICENSE, with an indefinite postponement report.

Committee Substitute for S. B. 594, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR FILLING CONTACT LENS PRESCRIPTIONS, with a favorable report.

On motion of Representative Murphy, the rules are suspended and the bill is placed on today's Calendar.

Representative Beall sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

H. B. 834

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 834, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL TECHNICAL AMENDMENTS TO THE ELECTION LAWS, wish to report as follows: The House concurs in Senate Amendment No. 3 with an amendment: in Senate Amendment No. 3, delete "Sec. 7.1." and substitute "Sec. 6.1.".

The House concurs in Senate Amendment No. 4 with an amendment as follows: on page 3 of the Amendment, delete "application, container-return envelope," and substitute "container-return envelope", and delete "5.1 through 5.4" and substitute "5.1 through 5.5".

The House recedes from its concurrence in Senate Amendment No. 5, and the Senate recedes from that Amendment.

The Senate recedes from Senate Amendment No. 6.

And the House and Senate agree to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ TED KAPLAN	S/ CHARLES BEALL
S/ ANTHONY RAND	S/ DANIEL BLUE
S/ ROBERT WARREN	S/ ROBERT HUNTER
S/ RUSSELL WALKER	S/ MARTIN NESBITT
S/ WILMA WOODARD	S/ FRANK BALLANCE

The Conference Report is adopted, by electronic vote (70-4), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 11, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Committee Substitute No. 2 for H. B. 1340, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPERSONATION OF A LAW ENFORCEMENT OFFICER, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for H. B. 818, A BILL TO BE ENTITLED AN ACT TO

AMEND G. S. CHAPTER 24 CONCERNING LATE FEES, is returned for concurrence in two Senate amendments.

The rules are suspended and the bill is placed on the Calendar.

Senate Committee Substitute for H. B. 900, A BILL TO BE ENTITLED AN ACT TO REVISE THE PROVISIONS OF CHAPTER 11 OF THE GENERAL STATUTES RELATING TO OATHS AND AFFIRMATIONS IN ORDER TO CONFORM TO CONSTITUTIONAL REQUIREMENTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is returned for concurrence in Senate committee substitute.

The rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 1021, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 153A-77 RELATING TO THE POPULATION OF COUNTIES WITH AUTHORITY OVER COMMISSIONS, BOARDS, AND AGENCIES, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 1118, A BILL TO BE ENTITLED AN ACT TO FACILITATE APPEALS FROM SMALL CLAIMS COURT TO DISTRICT COURT, is returned for concurrence in two Senate amendments.

The rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 1310, A BILL TO BE ENTITLED AN ACT TO VALIDATE APPOINTMENTS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES AND TECHNICAL INSTITUTES, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar.

H. B. 1413, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN THE GOVERNOR RECEIVES A RECOMMENDATION FROM AN OFFICER OF THE GENERAL ASSEMBLY ON FILLING A VACANCY IN AN OFFICE FILLED BY THE GENERAL ASSEMBLY, THE GOVERNOR MUST TAKE ACTION WITHIN A SPECIFIED PERIOD OF TIME, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar.

Committee Substitute for S. B. 647, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, is read the first time and is referred to the Committee on Rules and Operation of the House.

S. B. 685, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT MIDTERM VACANCY ELECTIONS SHALL BE HELD WHEN THE VACANCY OCCURS AT LEAST SIXTY DAYS BEFORE THE ELECTION RATHER THAN AT LEAST THIRTY DAYS BEFORE THE ELECTION, SO AS TO EASE THE ADMINISTRATION OF ELECTIONS, is read the first time and is referred to the Committee on Constitutional Amendments.

CALENDAR

Action is taken on the following:

H. B. 1155, A BILL TO BE ENTITLED AN ACT TO PUNISH ASSAULTS OR THREATENED ASSAULTS ON JUDGES AND DISTRICT ATTORNEYS.

Representative Blue offers Amendment No. 1 which fails of adoption by electronic vote 44-50).

Representative Murphy calls the previous question on the passage of the bill and the call is sustained by electronic vote (79-16).

The bill passes its third reading, by electronic vote (57-37), and is ordered sent to the Senate by Special Message.

Committee Substitute for H. B. 880, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 1A OF CHAPTER 18B CONCERNING COMPENSATION FOR INJURY CAUSED BY SALES TO UNDERAGE PERSONS.

Representative Hudson offers Amendment No. 1.

On motion of Representative Miller, seconded by Representative Bruce Ethridge, Amendment No. 1 is tabled by electronic vote (71-16).

Representative Wright offers Amendment No. 2 which is adopted by electronic vote (70-1).

Representative Redwine offers Amendment No. 3.

Representative Redwine calls the previous question on Amendment No. 3 and the call is sustained.

Amendment No. 3 fails of adoption by electronic vote (40-50).

Representative Privette calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its second reading, by electronic vote (72-18), and there being no objection is read a third time.

Representative Privette calls the previous question on the passage of the bill and the call is sustained.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

The Speaker presiding.

On motion of Representative Fitch, H. B. 530, A BILL TO BE ENTITLED AN ACT TO REMOVE ARCHAIC REFERENCES TO SCHOOL COMMITTEES FROM CHAPTER 115C OF THE GENERAL STATUTES AND CHANGING THE PERCENTAGE OF QUALIFIED VOTERS WHO MAY PETITION FOR ELECTION, is withdrawn from the Committee on Election Laws.

On motion of Representative Fitch, the rules are suspended and the bill is placed on the Calendar.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Judiciary No. 2:

S. B. 337, A BILL TO BE ENTITLED AN ACT TO AMEND THE APPLICATION FEE AND COST RECOVERY PROVISIONS OF G. S. 110-130.1 REGARDING NON-AFDC SERVICES, with an unfavorable report as to bill, favorable as to House committee substitute bill.

On motion of Representative Wright, the rules are suspended and the House substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

The Speaker announces that Representative Nesbitt will replace Representative Lancaster on the Conference Committee for S. B. 154, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, FULL OR IN PART, INVENTORIES OF ALL MANUFACTURERS, ALL WHOLESALERS, AND ALL RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY.

The Speaker announces that Representative Nesbitt will replace Representative Lancaster on the Conference Committee for H. B. 52, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 12 TO CHAPTER 143B OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES.

CALENDAR (continued)

S. B. 711, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR ELECTION OF STATEWIDE OFFICIALS IN THE FALL OF THE ODD-NUMBERED YEARS.

On motion of Representative Michaux, Committee Amendment No. 1 is adopted by electronic vote (77-13).

On motion of Representative Michaux, Committee Amendment No. 2 is adopted by electronic vote (76-12).

Representative Michaux calls the previous question on the passage of the bill and the call is sustained by electronic vote (70-29).

The bill, as amended, passes its second reading by the following vote.

Those voting in the affirmative are: Speaker Ramsey, Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Brannan, Brinkley, Bumgardner, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Holroyd, Holt, Hudson, Hunt, Hunter, James, Jeralds, Jones, Kennedy, Lilley, Lineberry, Locks, McAlister, McDowell, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pulley, Quinn, Redwine, Richardson, Stamey, Tyndall, Tyson, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 73.

Voting in the negative: Representatives Allran, Boyd, Brown, Buchanan, Chalk, Cochrane, Cole, Craven, Decker, Duncan, Esposito, L. Etheridge, Gardner, M. Hall, Hege, Huffman, Hughes, Hurst, Justus, Keesee-Forrester, Ligon, McLaughlin, Mothershead, Noles, Privette, Rhodes, Robinson, Sizemore, Spoon, Tallent, Walker, R. Warren, Windley, and Wood — 34.

Excused absences: Representatives Beard, Brawley, Brubaker, Hightower, Holmes, Lancaster, Lutz, and Rhyne — 8.

Representative Mothershead objects to the third reading. The bill remains on the Calendar.

Representative Michaux moves that the rules be suspended in order for the bill to be read a third time.

Representative Michaux calls the previous question on the motion and the call is sustained by electronic vote (71-32).

The question before the House is the motion to suspend the rules in order for the bill to be read a third time. The motion fails for a lack of a two-thirds majority vote by electronic vote (71-36). The bill remains on the Calendar.

Representative Michaux moves that Rule 18(b) be suspended in order to make a further motion. This motion carries by electronic vote (74-32).

Representative Michaux moves that the rules be suspended in order for the bill to be read a third time.

Representative Michaux calls the previous question on the motion and the call is sustained by electronic vote (74-32).

Now the question is the motion by Representative Michaux to suspend the rules in order for the bill to be read a third time. This motion carries by electronic vote (74-33).

Representative Michaux calls the previous question on the passage of the bill on the third reading and the call is sustained by electronic vote (74-29).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message for concurrence in House amendment.

Those voting in the affirmative are: Representatives Anderson, Ballance, Barbee, Barker, Barnes, Barnhill, Beall, Blue, Bowman, Brannan, Brinkley, Bumgardner, Chapin, Church, Colton, J. W. Crawford, N. J. Crawford, Creecy, Dawkins, DeVane, Diamont, Easterling, Edwards, Enloe, Bob Etheridge, Bruce Ethridge, Evans, Fitch, Fletcher, Foster, Fussell, Gist, Greenwood, Hackney, A. Hall, Hasty, Hauser, Holroyd, Holt, Hudson, Hunt, Hunter, James, Jeralds, Jones, Kennedy, Lilley, Lineberry, Locks, McAlister, McDowell, Mavretic, Michaux, Miller, Murphy, Nesbitt, Nye, Owens, Payne, Pool, Pulley, Quinn, Redwine, Richardson, Sparrow, Stamey, Tyndall, E. Warren, Watkins, Wicker, Wiser, B. Woodard, C. Woodard, and Wright — 74.

Voting in the negative: Representatives Allran, Boyd, Brown, Buchanan, Chalk, Cochrane, Cole, Craven, Decker, Esposito, L. Etheridge, Gardner, M. Hall, Huffman, Hughes, Justus, Keesee-Forrester, Ligon, McLaughlin, Mothershead, Robinson, Sizemore, Spoon, Tallent, Walker, R. Warren, Windley, and Wood — 28.

Excused absences: Representatives Beard, Brawley, Brubaker, Hightower, Holmes, Lancaster, Lutz, Rhodes, and Rhyne — 9.

S. B. 430, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR SUPERVISORY FEES PAID BY SAVINGS AND LOAN ASSOCIATIONS TO THE ADMINISTRATOR OF THE SAVINGS AND LOAN DIVISION, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 557, A BILL TO BE ENTITLED AN ACT TO INCREASE THE RETIREMENT FORMULA FOR ACTIVE AND RETIRED MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM AND LAW ENFORCEMENT OFFICERS' RETIREMENT SYSTEM, passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 671, A BILL TO BE ENTITLED AN ACT TO PERMIT MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO PURCHASE CREDITABLE SERVICE FOR COMPARABLE FEDERAL EMPLOYMENT, passes its second reading, by electronic vote (90-1), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (73-1), and is ordered enrolled.

On motion of the Chair, the House recesses.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Wicker for the Committee on Courts and Administration of Justice:

H. B. 96, A BILL TO BE ENTITLED AN ACT TO TRANSFER AN INVESTIGATORIAL ASSISTANT POSITION APPOINTED BY THE DISTRICT ATTORNEY, with an indefinite postponement report.

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 1247, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNFAIR TRADE STATUTE, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title, and recommendation that the substitute bill be re-referred to the Committee on Appropriations.

The substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

Representative Wicker sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

H. B. 760

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on Senate Committee Substitute for H. B. 760 (Fourth Edition Engrossed), A BILL TO BE ENTITLED AN ACT TO CONFORM THE

ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, wish to report as follows: The House concurs in the Senate Committee Substitute (Fourth Edition Engrossed) with the following amendment:

On page 4, lines 14-16, rewrite those lines to read:

"Sec. 12. G. S. 48-11(a) is amended by rewriting the first sentence to read:

'No consent described in G. S. 48-6, 48-7, or 48-9, shall be revocable by the consenting party after the entering of an interlocutory decree has been waived in accordance with the provisions of G. S. 48-21: Provided, no consent shall be revocable after three months from the date of the giving of the consent unless no adoption proceeding is instituted within eighteen months from the date of the giving of the consent in which case the consent may be revoked; provided further, that when the consent has been given generally to a director of social services or to a duly licensed child-placing agency, it shall not be revocable after 30 days from the date of the giving of the consent unless no adoption proceeding is instituted within eighteen months from the date of the giving of the consent in which case the consent may be revoked.'

Sec. 13. This act shall become effective October 1, 1985, and shall apply to all petitions for adoption filed on or after that date."

And the Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ HENSON P. BARNES	S/ RUTH M. EASTERLING
S/ CHARLES W. HIPPS	S/ MARTIN L. NESBITT
S/ JAMES C. JOHNSON, JR.	S/ DENNIS A. WICKER

The Conference Report is adopted, by electronic vote (94-0), and the Senate is so notified by Special Message.

CALENDAR (continued)

Committee Substitute for H. B. 818, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. CHAPTER 24 CONCERNING LATE FEES.

On motion of Representative Lilley, the House concurs in Senate Amendment No. 1 by electronic vote (95-0).

On motion of Representative Lilley, the House concurs in Senate Amendment No. 2, by electronic vote (93-0), and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 900, A BILL TO BE ENTITLED AN ACT TO REVISE THE PROVISIONS OF CHAPTER 11 OF THE GENERAL STATUTES RELATING TO OATHS AND AFFIRMATIONS IN ORDER TO CONFORM TO CONSTITUTIONAL REQUIREMENTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Miller, the House concurs in the Senate committee substitute, by electronic vote (96-0), and the bill is ordered enrolled.

H. B. 1413, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WHEN THE GOVERNOR RECEIVES A RECOMMENDATION FROM AN OFFICER OF THE GENERAL ASSEMBLY ON FILLING A VACANCY IN AN OFFICE FILLED BY THE GENERAL ASSEMBLY, THE GOVERNOR MUST TAKE ACTION WITHIN A SPECIFIED PERIOD OF TIME.

On motion of Representative Hunt, the House concurs in the Senate amendment, by electronic vote (94-3), and the bill is ordered enrolled.

Committee Substitute for H. B. 1310, A BILL TO BE ENTITLED AN ACT TO VALIDATE APPOINTMENTS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES AND TECHNICAL INSTITUTES.

On motion of Representative Hudson, the House does not concur in the Senate amendment, by electronic vote (90-8), and conferees are requested.

The Speaker appoints as conferees on the part of the House, Representative Hudson, Chairman; Representatives Pool and Church and the Senate is so notified by Special Message.

On motion of Representative Holt, H. B. 171, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AN ADDITIONAL ASSISTANT DISTRICT ATTORNEY FOR DISTRICT 15A, is withdrawn from the Committe on Courts and Administration of Justice and re-referred to the Committee on Appropriations.

Committee Substitute for H. B. 1118, A BILL TO BE ENTITLED AN ACT TO FACILITATE APPEALS FROM SMALL CLAIMS COURT TO DISTRICT COURT.

On motion of Representative Redwine, the House concurs in Senate Amendment No. 1 by electronic vote (92-2).

On motion of Representative Redwine, the House concurs in Senate Amendment No. 2, by electronic vote (91-1), and the bill is ordered enrolled.

Committee Substitute for H. B. 1021, A BILL TO BE ENTITLED AN ACT TO AMEND G. S. 153A-77 RELATING TO THE POPULATION OF COUNTIES WITH AUTHORITY OVER COMMISSIONS, BOARDS, AND AGENCIES.

On motion of Representative Holroyd, the House concurs in the Senate amendment, by electronic vote (94-0), and the bill is ordered enrolled.

S. B. 266, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND TO AMEND THE CON STATUTE.

Representative Pulley offers Amendment No. 2 which is adopted by electronic vote (82-1).

The bill, as amended, passes its third reading, by electronic vote (70-0), and is ordered sent to the Senate for concurrence in House amendment by Special Message.

H. B. 530, A BILL TO BE ENTITLED AN ACT TO REMOVE ARCHAIC REFERENCES TO SCHOOL COMMITTEES FROM CHAPTER 115C OF THE GENERAL STATUTES AND CHANGING THE PERCENTAGE OF QUALIFIED VOTERS WHO MAY PETITION FOR ELECTION.

Representative Fitch offers Amendment No. 3 which is adopted by electronic vote (77-1).

The bill, as amended, passes its second reading, by electronic vote (71-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

On motion of Representative Nesbitt, H. B. 488, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR COVERAGE UNDER THE STATE PROPERTY FIRE INSURANCE FUND TO BE ON A REPLACEMENT COST BASIS INSTEAD OF AN ACTUAL CASH VALUE BASIS; AND TO REIMBURSE LOCAL FIRE DEPARTMENTS FOR PROTECTION OF STATE PROPERTY FROM THE GENERAL FUND, is withdrawn from the Committee on Appropriations.

On motion of Representative Nesbitt, the rules are suspended and the bill is placed on the Calendar.

Committee Substitute for S. B. 594, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR FILLING CONTACT LENS PRESCRIPTIONS, passes its second reading, by electronic vote (77- 0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S. B. 300, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF STATE INCOME TAX REFUND OFFSET PROCEDURES IN NON-AFDC AND INTERSTATE CASES AS REQUIRED BY FEDERAL LAW, passes its second reading, by electronic vote (78-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H. B. 1423, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION IN THE MENTAL HEALTH LAW RECODIFICATION, passes its second reading, by electronic vote (84-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

House Committee Substitute for S. B. 337, A BILL TO BE ENTITLED AN ACT TO AMEND THE APPLICATION FEE AND COST RECOVERY PROVISIONS OF G. S. 110-130.1 REGARDING NON-AFDC SERVICES, passes its second reading, by electronic vote (79-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute by Special Message.

Committee Substitute for H. B. 913, A BILL TO BE ENTITLED AN ACT TO CLARIFY DEFENSES TO THE PRESUMPTION OF TITLE TO LAND IN THE STATE.

Representative Evans offers Amendment No. 1.

On motion of Representative A. Hall, seconded by Representative C. Woodard, Amendment No. 1 is tabled by electronic vote (39-33).

Representative Wright calls the previous question on the passage of the bill and the call is sustained.

The bill passes its second reading by electronic vote (63-14).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

Representative Wright moves that the rules be suspended in order for the bill to be read a third time.

Representative Wright calls the previous question on the motion and the call is sustained by electronic vote (51-35).

The motion by Representative Wright to suspend the rules in order for the bill to be read a third time fails by electronic vote (29-57). The bill remains on the Calendar.

H. B. 488, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR COVERAGE UNDER THE STATE PROPERTY FIRE INSURANCE FUND TO BE ON A REPLACEMENT COST BASIS INSTEAD OF AN ACTUAL CASH VALUE BASIS; AND TO REIMBURSE LOCAL FIRE DEPARTMENTS FOR PROTECTION OF STATE PROPERTY FROM THE GENERAL FUND.

Representative Nesbitt offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (72-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Representative Pulley sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

Senate Committee Substitute
for House Committee for H. B. 52

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on Senate Committee Substitute for House Committee Substitute for H. B. 52 (5th edition), A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 60 TO CHAPTER 7A OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES, wish to report as follows: The House concurs in the Senate Committee Substitute with the following amendments:

1. on page 57, lines 25-28 of the Senate Committee Substitute, rewrite those lines to read:

"(2) Is clear and unambiguous to persons it is intended to direct, guide, or assist;

(3) Is reasonably necessary to enable the administrative agency to perform a function assigned to it by statute or to enable or facilitate the implementation of a program or policy in aid of which the rule was adopted."

2. on page 58, lines 3-10 by deleting the Senate amendment and adding the language that was deleted by that amendment.

3. on page 58, lines 14-16 by rewriting those lines to read:

"is unnecessary, the Commission shall object and delay the effectiveness of the rule or part".

4. on page 58, lines 21-27 by rewriting those lines to read:

"of the objection and delay of the rule or its part and the reasons for the delay. The delay of the effectiveness of the rule or its part is effective when the chief hearing officer of the Office of Administrative Hearings receives the written report transmitted by the Commission. A rule or its part that is delayed is not 'effective', as defined by G. S. 150A-2(2a)."

5. on page 59, lines 6-10 by rewriting those lines to read:

"(f) While the effectiveness of a rule or its part is delayed, the agency that has promulgated it may not adopt another rule that has substantially identical provisions to those for which the Commission delayed the effectiveness of the original rule or part of a rule."

6. on page 59, line 11 by relettering subsection (f) as subsection (g).

7. on page 59, lines 13-22 be rewriting those lines to read:

"(h) If an agency does not amend or repeal a delayed rule to cure the defects cited as reasons for the Commission's objection and delay, the Commission shall disallow the rule. The Commission shall transmit to the agency, the Governor, the President of the Senate, the Speaker of the House of Representatives, and the chief hearing officer of the Office of Administrative Hearings the written report of the disallowance of the rule. A rule that is disallowed is not 'effective', as defined by G. S. 150A-2(2a)."

8. on page 59, line 27 by deleting the period and substituting the following:

"and may disallow the rule due to the agency's failure to make the finding required by G. S. 150A-13."

9. on page 60, line 16 by rewriting that line to read:

" '§ 143A-55.6. **Failure to object and delay: inadmissibility**"

10. on page 60, line 18 by inserting immediately before the word "a" the words "and delay the effectiveness of ".

11. on page 60, line 21 by adding the word "and" immediately following the words "object to"

12. on page 60, line 22 by inserting immediately before the word "a" the words "delay the effectiveness of ".

13. on page 4, lines 5-9 by rewriting those lines to read:

"as required by G. S. 150A-59 and either has not been delayed by or has been returned to the Administrative Rules Review Commission as required by G. S. 143A-55.3. A rule that is effective is".

14. on page 29, lines 11-13 by rewriting those lines to read:

"specific reasons why the hearing officer's recommended decision is not adopted. A decision or order shall not be".

15. on page 41, lines 18-22 by deleting those lines.

16. on page 22, line 2 by deleting the phrase "with the agency".

17. on page 42, lines 14-25 by deleting those lines and substituting the following:

" '§ 150A-49. **New Evidence.** — In a review proceeding under this Article, any party may present evidence not contained in the record that is not repetitive."

18. on page 42, line 26 by deleting the words **"on the record".**

19. on page 42, line 28 and on page 43, lines 1-8 by deleting those lines and substituting the following:

"by the court without a jury."

20. on page 43, lines 10-26 and on page 44, lines 1-3 by deleting those lines and substituting the following:

" **case.** — Based on the record and the evidence presented to the court, the court may affirm, reverse, or modify the decision or remand the case to the agency for further proceedings."

21. on page 10, line 8 by deleting the period and substituting the following:

", nor may any agency make any rule enlarging the scope of any trade or profession subject to licensing."

22. on page 62, lines 15 qnd 16 by inserting a new section between those lines to read:

"Sec. 14. The notice publication requirements of G. S. 150A-12(c) shall be deemed to be met if an agency publishes notice in three newspapers with general circulation prior to the first publication of the North Carolina Register."

23. on page 62, lines 16-20 by rewriting those lines to read:

"Sec. 19. This act is effective upon ratification, except sections 1, 4, 5, 6, 8, 13, 14, 15, 16, 17, 18, and 18.1. Sections 1, 4, 8, 13, 14, 15, 16, 17, and 18 shall become effective January 1, 1986. Sections 5 and 6 shall become effective 30 days from the date the Supreme Court issues an advisory opinion on the constitutionality of those sections unless the opinion states that those sections are unconstitutional, in which event those sections shall not become effective. Section 18.1 shall become effective only if the Supreme Court issues an advisory opinion that the appointment of the chief hearing officer by the Chief Justice is unconstitutional and shall become effective on the date that opinion is issued. This act shall expire January 1, 1992 and shall not be effective on or after that date. This act shall not affect contested cases commenced before January 1, 1986."

24. on page 20, lines 1-3 by rewriting those lines to read:

" '§ 150A-23. **Commencement; assignment of hearing officers; hearing required; notice; intervention.** — (a) Except as provided in subsection (a1), all contested cases other than those conducted under Article 3A of this Chapter shall be commenced by the filing of a petition with the Office of Administrative Hearings. Any petition filed by a party other than an agency shall be verified or supported by affidavit and shall state facts tending to establish that the agency named as the respondent has deprived the petitioner of property, has ordered the petitioner to pay a fine or civil penalty, or has otherwise substantially prejudiced the petitioner's rights and that the agency:

(1) exceeded its authority or jurisdiction;

(2) acted erroneously;

(3) failed to use proper procedure;

(4) acted arbitrarily or capriciously; or

(5) failed to act as required by law or rule.

The parties in a contested case shall be given an opportunity for a hearing without undue delay.

All contested cases under Chapter 126 of the General Statutes shall be conducted in the Office of Administrative Hearings. Except in contested cases under Chapter 126 of the General Statutes, a party may waive the right to have a contested case conducted by a hearing officer in the Office of Administrative Hearings in the petition filed to commence the case, in which case the contested case shall be conducted by the agency. In the absence of a waiver, a contested case under this Article shall be presided over by the chief hearing officer of the Office of Administrative Hearings or a hearing officer assigned by him. In assigning hearing officers, the chief hearing officer shall attempt to use personnel having expertise in the subject to be dealt with in the hearing.

A local government employee, applicant for employment, or former employee to whom Chapter 126 of the General Statutes applies may commence a contested case under this Article in the same manner as any other petitioner. The case shall be conducted in the Office of Administrative Hearings in the same manner as other contested cases under this Article, except that the decision of the hearing officer shall be advisory only and not binding on the local appointing authority, unless (1) the hearing officer decides that the employee, applicant, or former employee has been subjected to discrimination prohibited by Article 6 of Chapter 126 of the General Statutes or (2) applicable federal standards require a binding decision. In these two cases, the hearing officer's decision shall be final.

(a1) The parties in a contested case in the Department of Human Resources shall be given an opportunity for a hearing without undue delay."

25. on page 20, line 12 by deleting the word "A" and substituting the following:

"If the agency is the Department of Human Resources a"

26. on page 22, line 4 by deleting the word "The" and substituting "If the agency is the Department of Human Resources the".

27. on page 22, line 16 by deleting the word "agency" and substituting "chief hearing officer of the Office of Administrative Hearings".

28. on page 25, line 11 by deleting the word "An" and substituting the following:

"The chief hearing officer of the Office of Administrative Hearings shall assign himself or a hearing officer in the Office of Administrative Hearings to preside as hearing officer in each contested case. If a party waives the right to have a case conducted in the Office of Administrative Hearings in the petition to commence the case, an"

29. on page 25, line 13 by inserting the word "or" between the comma and the word "one".

30. on page 25, line 14 by deleting ", or a" and substituting a period.

31. on page 25, lines 15-22 by deleting those lines.

32. on page 25, line 23 by inserting between the word "party" and the word "who" the words "in a contested case in the Department of Human Resources".

33. on page 53, line 8 by deleting the word "four" and substituting the word "five".

34. on page 52, lines 27 and 28 by rewriting those lines to read:

"the Office of Administrative Hearings shall be appointed by the Chief Justice for a term of office of four years. The first chief hearing officer shall be appointed as soon as practicable for a term to begin on the day of his appointment and to end on June 30, 1989. Successors to the first chief hearing officer shall be appointed for a term to begin on July 1 of the year the preceding term ends and to end on June 30 four years later. A chief hearing officer may continue to serve beyond his term until his successor is duly appointed and sworn, but any holdover shall not affect the expiration date of the succeeding term."

35. on page 10, lines 15-18 by rewriting those lines to read:

"specifies a criminal penalty for violation of the rule."

36. on page 61, lines 14-24 by rewriting those lines to read:

"The initial salary of the chief hearing officer of the Office of Administrative Hearings shall be forty-eight thousand two hundred sixteen dollars ($48,216) annually, payable monthly (equivalent to Grade 86, step 3 of the salary plan for State employees). The initial salary of a hearing officer in the Office of Administrative Hearings shall be forty-one thousand seven hundred sixty dollars ($41,760) annually, payable monthly (equivalent to Grade 83, step 3 of the salary plan for State employees)."

37. on page 52, lines 25 and 26 by inserting a new paragraph between those lines to read:

"The Office of Administrative Hearings is designated the official deferral agency under Section 706 of the Civil Rights Act of 1964, as amended, for all charges filed on a timely basis with the Equal Employment Opportunity Commission by any State or local government employee covered under Chapter 126 of the General Statutes. The Office of Administrative Hearings may contract with the Equal Employment Opportunity Commission to become a 706 deferral agency and may conduct necessary investigations and informal hearings or fact-finding proceedings. The Office of Administrative Hearings may prepare investigation reports with the findings, conclusions, and determinations of probable cause that a 706 deferral agency is required to make and may take other actions required for it to function as a 706 deferral agency for State and local employees covered under Chapter 126 of the General Statutes. Proceedings conducted by the Office of Administrative Hearings as a 706 deferral agency are not contested cases as defined in G. S. 150A-2(2)."

38. on page 62, lines 15 and 16 by inserting the following new sections between those lines:

"Sec. 15. G. S. 126-37 is amended by rewriting the second, third, fourth and fifth sentences to read:

'Appeals involving disciplinary action or alleged discrimination shall be conducted in the Office of Administrative Hearings as provided in Article 3 of Chapter 150A of the General Statutes. The State Personnel Commission shall make a final decision in these cases as provided in G. S. 150A-36.'

Sec. 16. G. S. 126-40 is repealed.

Sec. 17. G. S. 126-43 is rewritten to read:

'§ 126-43. **The Administrative Procedure Act.** — The provisions of Article 3 of Chapter 150A of the General Statutes shall apply to all hearings required by this Chapter, except as otherwise provided in this Article. A contested case under this Chapter shall be commenced as provided in Article 3 of Chapter 150A of the General Statutes within the time limits set out in this Chapter.'

Sec. 18. G. S. 143-135.3 is amended by adding a new paragraph at the end to read:

'Chapter 150A of the General Statutes shall not apply to claims filed in accordance with this section.' "

39. on page 45, lines 2, 5, and 13 by deleting the date "July 1, 1985" and substituting "January 1, 1986".

40. on page 20, line 5 by inserting between the words "hearing by the" and the word "agency" the words "Office of Administrative Hearings or the".

41. on page 22, line 20 by inserting between the words "contested case" and the word "involving" the words "in the Department of Human Resources".

42. on page 28, lines 4 and 5 by inserting a new subdivision between those lines to read:

"(9) Determine that a rule as applied in a particular case is void because (1) it is not within the statutory authority of the agency, (2) is not clear and unambiguous to persons it is intended to direct, guide, or assist, or (3) is not reasonably necessary to enable the administrative agency to perform a function assigned to it by statute or to enable or facilitate the implementation of a program or policy in aid of which the rule was adopted."

43. on page 57, line 5 by deleting the word "and" and substituting the following:

"of two hundred dollars ($200.00) for each day or part of a day of service plus"

44. on page 62, lines 15 and 16 by inserting between those lines new sections to read:

"Sec. 18.1. G. S. 7A-752 is amended by deleting the words 'Chief Justice' and substituting the words 'Attorney General'.

Sec. 18.2. The President of the Senate and the Speaker of the House of Representatives shall request the Supreme Court to issue an advisory opinion on the constitutionality of sections 5 and 6 of this act and the appointment of the chief hearing officer by the Chief Justice as provided in G. S. 7A-752 in section 2 of this act."

And the Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Henson P. Barnes	S/ W. Paul Pulley, Jr.
S/ Charles W. Hipps	S/ Robert C. Hunter
S/ William W. Staton	S/ Martin L. Nesbitt
S/ Robert S. Swain	S/ George W. Miller, Jr.
S/ Dennis J. Winner	S/ William T. Watkins

Representative Pulley calls the previous question on the adoption of the Conference Report and the call is sustained.

The Conference Report, for Senate Committee Substitute for House Committee Substitute for H. B. 52 which changes the title, is adopted by electronic vote (63-25), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 12, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on: Committee Substitute for S. B. 182, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS STATEWIDE PROJECTS, TO SPECIFY HOW CERTAIN APPROPRIATED FUNDS ARE TO BE USED, AND TO MAKE VARIOUS CHANGES IN THE LAW, to the end that when a similar action has been taken on the part of the House, we will order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Watkins sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

Committee Substitute for S. B. 182

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on Committee Substitute for S. B. 182, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS STATEWIDE PROJECTS, TO SPECIFY HOW CERTAIN APPROPRIATED FUNDS ARE TO BE USED, AND TO MAKE VARIOUS CHANGES IN THE LAW, wish to report as follows: The Senate concurs in House Amendments Nos. 1, 4, 9, 13, and 16.

The House recedes from House Amendments Nos. 17 and 18.

The Senate concurs in House Amendment No. 2 with an amendment as follows: on page 17, line 23, add the designation "(c)" immediately before the words "The Commission".

The Senate concurs in House Amendment No. 15 with the following amendments:

(1) in the first line, delete "eight" and substitute "nine".

(2) insert immediately after "G. S. 120-121." the following:

"(9) one health care provider shall be appointed by the General Assembly upon the recommendation of the President of the Senate in accordance with G. S. 120-121."

(3) by deleting "nurse and" in the last line of the amendment and substituting "nurse, health care provider, and".

The Senate concurs in House Amendment No. 14 with the following amendment: add the following at the end of the amendment:

(1) Amend the bill on page 123 line 15 by deleting "Eight" and substituting "Seven", and on page 123 line 17 by deleting "nine" and substituting "eight".

(2) further amend on page 123 line 28 by adding the following at the end of the line: "Any vacancy in members appointed under G. S. 116-233(7) shall be filled by the Governor for the remainder of the unexpired term."

(3) further amend on page 124 line 7 by adding the following at the end of the line: "The initial members appointed under G. S. 116-233(7) shall be appointed for terms to expire January 15, 1989. Successors shall be appointed for four-year terms."

The House recedes from its Amendment No. 6 and in lieu substitutes the following: Amend the bill on page 77 line 14 by adding the following sentence at the end of the line:

"Those building standards adopted by units of local government shall not be a cause to penalize those day care centers which have been built according to those building standards or regulations which may be imposed pursuant to this Article."

The House recedes from its Amendment No. 7 and in lieu substitutes the following:

(1) Delete Senate Amendment No. 5.

(2) Amend the bill on page 85 line 26, and page 86 line 5 by deleting "landfill" and substituting "sanitary landfill, as defined in G. S. 130A-290(16),".

The Senate concurs in House Amendment No. 10 with an amendment: Amend the bill on page 89 lines 6 and 7 by deleting "62-281" in both places and substituting "20-384".

And the Senate and House agree to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Aaron Plyler	S/ William Watkins
S/ Anthony Rand	S/ Bob Etheridge
S/ Kenneth Royal	S/ H. M. Michaux
S/ J. J. Harrington	S/ Martin Nesbitt
S/ Jim Johnson	S/ Allen Barbee

Representative Watkins calls the previous question on the adoption of the Conference Report and the call is sustained.

The Conference Report is adopted, by electronic vote (65-20), and the Senate is so notified by Special Message.

Pursuant to Section 18, Article 2, of the Constitution of the State of North Carolina and House Rules 8 and 11, Representative Justus files protest against passage of S. B. 711, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR ELECTION OF STATEWIDE OFFICIALS IN THE FALL OF THE ODD-NUMBERED YEARS. The Speaker orders his remarks entered into the Appendix of the Journal.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H. B. 747, A BILL TO BE ENTITLED AN ACT TO PRESCRIBE COMPENSATION FOR SUPERVISORS OF ELECTIONS, is returned for concurrence in two Senate amendments.

The rules are suspended and the bill is placed on the Calendar.

CALENDAR (continued)

H. B. 747, A BILL TO BE ENTITLED AN ACT TO PRESCRIBE COMPENSATION FOR SUPERVISORS OF ELECTIONS.

On motion of Representative Beall, the House concurs in Senate Amendment No. 1 by electronic vote (65-7).

On motion of Representative Beall, the House concurs in Senate Amendment No. 2, by electronic vote (71-4), and the bill is ordered enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute No. 2 for H. B. 533, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS, is returned for concurrence in three Senate amendments.

The rules are suspended and the bill is placed on the Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 11, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Senate Committee Substitute for House Committee Substitute for H. B. 52, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 60 TO CHAPTER 7A OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

CALENDAR (continued)

Committee Substitute No. 2 for H. B. 533, A BILL TO BE ENTITLED AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS.

On motion of Representative Hunter, the House concurs in Senate Amendment No. 1 by electronic vote (71-4).

On motion of Representative Hunter, the House concurs in Senate Amendment No. 2 by electronic vote (79-0).

On motion of Representative Hunter, the House concurs in Senate Amendment No. 3, by electronic vote (79-0), and the bill is ordered enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H. B. 1291, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC law, is returned for concurrence in two Senate amendments.

On motion of Representative Nye, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Nye, the House concurs in Senate Amendment No. 1 by electronic vote (68-8).

On motion of Representative Nye, the House concurs in Senate Amendment No. 2, by electronic vote (73-2), and the bill is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 12, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on H. B. 834, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL TECHNICAL AMENDMENTS TO THE ELECTION LAWS, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Beall for the Committee on Election Laws:

H. B. 132, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ABSENTEE BALLOT APPLICATIONS MUST BE APPROVED BEFORE ABSENTEE BALLOTS MAY BE SENT. with an indefinite postponement report.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 12, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Senate Committee Substitute for House Committee Substitute for H. B. 760, A BILL TO BE ENTITLED AN ACT TO CONFORM THE ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 243, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE LAW REGARDING ENDANGERED CHILDREN, is read the first time and is referred to the Committee on Appropriations.

On motion of Representative Watkins, Committee Substitute for S. B. 18, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CENTER FOR MISSING CHILDREN, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

The bill passes its second reading, by electronic vote (83-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 12, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate amendments to House Committee Substitute for H. B. 1310, A BILL TO BE ENTITLED AN ACT TO VALIDATE APPOINTMENTS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES AND TECHNICAL INSTITUTES, and requests conferees, the President appoints Senators Martin of Guilford, Soles, and Tally on the

part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Hudson sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

House Committee Substitute
for H. B. 1310

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on House Committee Substitute for H. B. 1310, A BILL TO BE ENTITLED AN ACT TO VALIDATE APPOINTMENTS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES AND TECHNICAL INSTITUTES, wish to report as follows: The Senate recedes from Senate Amendment No. 1.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ WILLIAM N. MARTIN	S/ JOE R. HUDSON
S/ LURA TALLY	S/ MURRAY P. POOL
S/ R. C. SOLES	S/ JOHN T. CHURCH

The Conference Report is adopted, by electronic vote (72-0), and the Senate is so notified by Special Message.

INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Representative Hunt, the rules are suspended and the following is introduced and read the first time.

By Representative Hunt:

H. J. R. 1424, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1985 GENERAL ASSEMBLY TO RECONVENE IN 1986, AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION.

On motion of Representative Hunt, the rules are suspended and the resolution is placed before the House for immediate consideration.

The resolution passes its second reading, by electronic vote (78-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

On motion of Representative Miller, H.B. 310, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COLLECTION OF CERTAIN UNPAID WITHHOLDING TAXES AND EMPLOYMENT SECURITY CONTRIBUTIONS, is withdrawn from the Committee on Judiciary No. 1 and re-referred to the Committee on Finance.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 106, AN ACT TO AUTHORIZE APPEAL OF PERSONNEL COMMISSION DECISIONS AWARDING ATTORNEY FEES IN GRIEVANCE PROCEEDINGS.

S. B. 319, AN ACT TO PERMIT THE DIVISION OF SERVICES FOR THE BLIND OF THE DEPARTMENT OF HUMAN RESOURCES TO OPERATE VENDING MACHINES ON INTERSTATE HIGHWAYS AND CONTROLLED-ACCESS HIGHWAYS.

S. B. 633, AN ACT TO PROVIDE FOR A UNIFORM PREMIUM TAX STRUCTURE FOR INSURANCE COMPANIES.

H. B. 397, AN ACT TO PROVIDE AN INCOME TAX DEDUCTION FOR MARKETING ASSESSMENTS ON TOBACCO GROWN IN NORTH CAROLINA.

H. B. 442, AN ACT TO PERMIT THE CITY OF ASHEVILLE TO PARTICIPATE IN DOWNTOWN DEVELOPMENT PROJECTS.

H. B. 588, AN ACT TO PERMIT THE TAKING OF FOXES IN BLADEN COUNTY.

H. B. 1201, AN ACT CONCERNING UNIFORM BOND PROCEDURES.

H. B. 1417, AN ACT TO ALLOW COUNTIES IN CREATING FIRE PROTECTION SERVICE DISTRICTS TO LIMIT THE TAX RATE IN THAT DISTRICT.

H. B. 1406, AN ACT AUTHORIZING THE TOWN OF SUNSET BEACH, BRUNSWICK COUNTY, TO ACCESS FOR NAVIGATION PROJECTS.

H. B. 1419, AN ACT TO GRANT THE NEW HANOVER COUNTY BOARD OF COMMISSIONERS THE POWER TO COMPROMISE ROOM OCCUPANCY TAX PENALTIES.

H. B. 1422, AN ACT TO AMEND THE DURHAM CITY CHARTER TO PROVIDE FOR URBAN DEVELOPMENT PROJECTS, AND FOR OTHER PURPOSES.

H. B. 155, AN ACT TO AMEND THE WELL CONSTRUCTION ACT, G. S. 87-33 *ET SEQ.*, TO PROVIDE FOR CIVIL PENALTIES.

H. B. 1380, AN ACT TO ENHANCE THE PENSION AND RETIREMENT BENEFITS FOR LOCAL LAW OFFICERS.

H. B. 1329, AN ACT TO ALLOW THE FRIENDS OF ELIZABETH II, INC., TO OPERATE VENDING MACHINES ON THE SITE GROUNDS OF THE ELIZABETH II.

H. B. 143, AN ACT TO AMEND CERTAIN OBSCENITY STATUTES.

H. B. 1102, AN ACT TO AUTHORIZE AN EXECUTIVE ADMINISTRATOR FOR THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, AND TO MAKE TECHNICAL AMENDMENTS TO THE PLAN.

H. B. 456, AN ACT TO INCREASE EDUCATIONAL REQUIREMENTS FOR LICENSING OF FIRE AND CASUALTY AND LIFE INSURANCE AGENTS AND TO REQUIRE NOTICES OF AGENCY CONTRACT TERMINATIONS FROM INSURERS.

H. B. 1022, AN ACT TO MAKE CERTAIN TECHNICAL AND OTHER AMENDMENTS TO THE PRACTICING PSYCHOLOGISTS' LICENSING ACT.

H. B. 1037, AN ACT TO ENABLE HOSPITAL, MEDICAL AND DENTAL SERVICE CORPORATIONS, INSURERS AND PERSONS TO ENGAGE IN HEALTH CARE COST CONTAINMENT ACTIVITIES.

H. B. 414, AN ACT TO PROVIDE THAT AN ORDER OF SEIZURE AND DELIVERY FOR PROPERTY PURCHASED UNDER A CONDITIONAL SALE CONTRACT OR FOR PROPERTY USED AS COLLATERAL EXPIRES IN SIXTY DAYS.

H. B. 425, AN ACT TO PERMIT CERTAIN COUNTIES AND THE CITIES LOCATED THERE TO REGULATE ABANDONED, JUNKED VEHICLES FOR AESTHETIC PURPOSES.

H. B. 945, AN ACT TO AMEND THE SOLID WASTE LAW.

H. B. 855, AN ACT TO AMEND THE REQUIREMENTS FOR RECEIVING A LICENSE TO PRACTICE MEDICINE.

H. B. 1132, AN ACT TO MAKE CHANGES IN THE CERTIFICATE OF NEED LAW.

S. B. 507, AN ACT TO PROHIBIT OBTAINING HOUSING ASSISTANCE BY MISREPRESENTATION, AND TO AUTHORIZE EVICTION OF TENANTS FOR FAILURE TO PAY RENT.

H. B. 52, AN ACT TO AMEND CHAPTER 150A OF THE GENERAL STATUTES, ADD A NEW ARTICLE 60 TO CHAPTER 7A OF THE GENERAL STATUTES, AND MAKE OTHER CHANGES IN THE ADMINISTRATIVE PROCEDURES OF EXECUTIVE AGENCIES.

On motion of Representative Lilley, seconded by Representative Pool, the House adjourns to reconvene Monday, July 15, at 7:00 p.m.

ONE HUNDRED FIFTEENTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 15, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Lancaster, Ligon, and Stamey for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Lilley for the Committee on Rules and Operation of the House:

Committee Substitute for S. B. 647, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE, with a favorable report, as amended.

On motion of Representative Lilley, the rules are suspended and the bill is placed before the House for immediate consideration.

On motion of Representative Lilley, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (81-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment, by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 12, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on House Committee Substitute for H. B. 1310, A BILL TO BE ENTITLED AN ACT TO VALIDATE APPOINTMENTS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES AND TECHNICAL INSTITUTES, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 291, A BILL TO BE ENTITLED AN ACT TO REPEAL STATUTES ALLOWING LOCAL BOARDS OF EDUCATION TO CHARGE TUITION FOR STUDENTS OVER 18 YEARS OLD, is read the first time and is referred to the Committee on Education.

On motion of Representative E. Warren, the bill is withdrawn from the Committee on Education.

On motion of Representative E. Warren, the rules are suspended and the bill is placed on the Calendar.

Committee Substitute for S. B. 726, A BILL TO BE ENTITLED AN ACT TO ABOLISH CERTAIN EXECUTIVE BRANCH BOARDS AND TO CONSOLIDATE

THE FUNCTIONS OF OTHER BOARDS, is read the first time and is referred to the Committee on Judiciary No. 4.

Committee Substitute for H. B. 1101, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Hunt, the House concurs in the Senate amendment, by electronic vote (95-2), and the bill is ordered enrolled.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S. B. 679, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A RECIPIENT OF A CON FOLLOW THE PROJECTIONS OF ITS APPLICATION, is read the first time and is referred to the Committee on Health.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 946, A BILL TO BE ENTITLED AN ACT TO AMEND THE APPLICATION FEE AND COST RECOVERY PROVISIONS OF G. S. 110-130.1 REGARDING NON-AFDC SERVICES, with an indefinite postponement report.

H. B. 969, A BILL TO BE ENTITLED AN ACT CONCERNING VENUE FOR JUDICIAL REVIEW UNDER THE ADMINISTRATIVE PROCEDURE ACT, with an indefinite postponement report.

H. B. 1109, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF A DEPOSIT IN A JOINT BANK ACCOUNT RECEIVED FREE OF THE CLAIMS AGAINST THE DECEDENT BY A SURVIVING COTENANT WHO IS A CLASS A BENEFICIARY, with an indefinite postponement report.

H. B. 1242, A BILL TO BE ENTITLED AN ACT TO APPOINT THE CHIEF HEARING OFFICER AND ADDITIONAL HEARING OFFICERS, with an indefinite postponement report.

H. B. 1243, A BILL TO BE ENTITLED AN ACT TO PROVIDE PROCEDURES FOR APPOINTMENTS OF THE CHIEF HEARING OFFICER AND ADDITIONAL HEARING OFFICERS, with an indefinite postponement report.

H. B. 1159, A BILL TO BE ENTITLED AN ACT TO PROVIDE THE PROCEDURE FOR SELECTING HEARING OFFICERS, with an indefinite postponement report.

CALENDAR

Action is taken on the following:

Committee Substitute for H. B. 913, A BILL TO BE ENTITLED AN ACT TO

CLARIFY DEFENSES TO THE PRESUMPTION OF TITLE TO LAND IN THE STATE.

Representative Evans offers Amendment No. 2 which is adopted by electronic vote (94-1).

Representative Wright calls the previous question on the passage of the bill and the call is sustained by electronic vote (99-7).

The bill fails to pass its third reading by electronic vote (50-57).

Representative A. Hall moves that the vote by which the bill failed to pass its third reading be reconsidered.

On motion of Representative Pulley, seconded by Representative Quinn, the motion is tabled by electronic vote (56-49).

S. B. 291, A BILL TO BE ENTITLED AN ACT TO REPEAL STATUTES ALLOWING LOCAL BOARDS OF EDUCATION TO CHARGE TUITION FOR STUDENTS OVER 18 YEARS OLD.

Representative Diamont offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

On motion of the Chair, the House recesses.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

Representative Payne sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

Senate Committee Substitute
for H. B. 348

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 348, (RIGHT TO KNOW) A BILL TO BE ENTITLED AN ACT REGARDING THE INDENTIFICATION AND LABELLING OF TOXIC AND HAZARDOUS SUBSTANCES, wish to report as follows:

That the House of Representatives and the Senate adopt the following amendment to the bill:

on page 3, line 21

by deleting the word "ascertainable" and inserting in lieu thereof the word "ascertained"

and on page 5 line 2 by deleting the words "at least"

and on page 5 lines 14 and 15 by deleting the words "over 5,000 pounds or 550 gallons" and inserting in lieu thereof the following: "between 550 gallons and 5500 gallons, and quantities between 5,000 pounds and 50,000 pounds"

and on page 5 after line 15 by adding the following: "Class D, which shall include quantities of greater than 5500 gallons or 50,000 pounds; and"

and on page 5, line 21, by inserting after word "annually" and before the period the following:

"; however, if a chemical is deleted from, or added to, the Hazardous Substances List, or if the quantity changes sufficiently to cause the chemical to be in a different class as defined in subsection (a) of this section, the employer shall update the Hazardous Substance List to reflect those changes as soon as practicable, but in any event within 30 days of such change."

and on page 6, line 9, by adding a new sentence at the end to read as follows:

"If the employer does not receive an MSDS within 30 days after his written request, he shall notify the Commissioner of Labor of the failure by manufacturer or distributor to provide the MSDS."

and on page 7 line 27 delete the word "the" the second time that it appears and insert after the word "information" and before the period the following:

"not available to the public under G. S. 95-208"

and on page 8 line 7 by deleting the words "Class J felony" and inserting in lieu thereof the word "misdemeanor"

and on page 8 line 7 by adding a new sentence at the end to read as follows:

"Restrictions concerning confidentiality or non-disclosure of information under this Article 18 shall be exemptions from the Public Records Act contained in Chapter 132 of the General Statutes, and such information shall not be disclosed notwithstanding the provisions of Chapter 132 of the General Statutes."

and on page 9 line 8 by inserting a comma after the word "Article" and by inserting after the comma and before the period the following:

"or has used the provisions of G. S. 95-208"

and on page 10 line 15 by deleting the words "confidential business information" and inserting in lieu thereof the following:

"a hazardous substance trade secret"

and on page 13 line 8 by inserting after the word "available" and before the period the following: "and is requested"

and on page 13 line 8 by inserting after the period a new sentence to read as follows: "Whenever an employer has withheld a chemical under the provisions of G. S. 95-197 from the information provided under G. S. 95-208, the employer must state that the information is being withheld and, upon request, must provide the MSDS for the chemical."

and on page 13 line 28 by deleting the words "in a manner similar to that" and inserting the word "as"

and on page 14 line 7 by inserting after the word "available" and before the word "and" the following: "and is requested"

and on page 5, line 2 by inserting after the word "normally" and before the word "stored" the words "used or"

and on page 6, line 21, by deleting the word "and" and inserting after "(ii)" and before the word "advise" the following:

"in municipalities with populations of less than 10,000,"

and on page 6, line 22, by deleting the period, inserting a comma after the word "request", and adding the following:

"and (iii) in municipalities with populations of 10,000 or more, a copy of the Hazardous Substance List."

and on page 6, lines 24 and 25, by deleting the words "upon the written request of the Fire Chief " and inserting in lieu thereof the following:

"in accordance with the provisions of G. S. 95-194(a)"

and on page 6, line 26 by deleting the word "requested" and inserting in lieu thereof the word "submitted".

on page 8, line 4, by inserting after the word "Any" and before the word "distribution" the word "knowing"

on page 13, line 7, by inserting a comma after the word "List" and by inserting between the comma and the word "and" the following:

"The class of each chemical as defined in G. S. 95-191(a) (2),"

and on page 14, line 6, by inserting a comma after the word "List" and by inserting between the comma and the word "and" the following:

"The class of each chemical as defined in G. S. 95-191(a) (2),"

and on page 16, line 14, by inserting after the word "the" and before the word "Storage" the words "use or"

and on page 16, line 18, by inserting at the beginning of the line before the word "storage" the words "use or".

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 15th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Russell Walker	S/ Harry E. Payne, Jr.
S/ Ollie Harris	S/ Josephus L. Mavretic
S/ Harold W. Hardison	S/ Sidney A. Locks
S/ R. P. Thomas	S/ Joe Hackney
S/ Cass Ballenger	S/ Frank W. Ballance, Jr.

Representative Payne calls the previous question on the adoption of the Conference Report and the call is sustained.

The Conference Report is adopted, by electronic vote (101-8), and the Senate is so notified by Special Message.

CALENDAR (continued)

On motion of Representative Watkins, Committee Substitute for H. B. 947, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MILITARY LIQUOR BROKER PERMIT, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

Representative Watkins offers Amendment No. 1 which is adopted.

Representative Sparrow calls the previous question on the passage of the bill and the call is sustained by electronic vote (88-12).

The bill fails to pass its second reading by electronic vote (23-80).

On motion of Representative Watkins, H. B. 1056, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ABORTION REMAINS BE DISPOSED OF IN A HUMANE MANNER, LIMITED TO BURIAL OR CREMATION, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Boyd, Committee Amendment No. 1 is adopted. This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (98-5), and there being no objection is read a third time.

On motion of Representative Michaux, the rules are suspended in order for the bill to be read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Representative Colton sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

H. B. 458

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 458, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROCESS LOCAL FAIR HOUSING COMPLAINTS, wish to report as follows: The Senate recedes from amendment #1.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 15th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ DENNIS J. WINNER	S/ MARIE W. COLTON
S/ ROBERT S. SWAIN	S/ MARTIN L. NESBITT
S/ CHARLES W. HIPPS	S/ N. J. CRAWFORD

The Conference Report is adopted, by electronic vote (97-1), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 15, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendments to S. B. 266, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND TO AMEND THE CON STATUTE, and requests conferees. The President appoints Senators Harris, Hardison, and Rand on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker appoints as conferees on the part of the House, Representative Pulley, Chairman; Representatives Hunter and Church and the Senate is so notified by Special Message.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H. B. 911, A BILL TO BE ENTITLED AN ACT PROHIBITING THE COPYING OF BOAT HULLS BY THE DIRECT MOLDING PROCESS, is returned for concurrence in Senate amendment.

On motion of Representative E. Warren, the rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative E. Warren, the House concurs in the Senate amendment, by electronic vote (106-0), and the bill is ordered enrolled.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 641, AN ACT TO AMEND THE LAW REGARDING THE TOWN OF ELKIN'S RETIREMENT SYSTEM.

H. B. 1192, AN ACT TO TEMPORARILY AUTHORIZE LOCAL HEALTH DEPARTMENTS TO CHARGE A FEE FOR THE ADMINISTRATION OF THE IMMUNIZATIONS REQUIRED PURSUANT TO G. S. 130A-152.

H. B. 612, AN ACT TO AMEND THE DURHAM CITY CHARTER TO PERMIT THE ANNEXATION OF AREAS LYING WITHIN THE CORPORATE BOUNDARIES OF THE CITY.

H. B. 551, AN ACT TO ALLOW BOARDS OF COUNTY COMMISSIONERS TO HOLD SPECIAL MEETINGS OUTSIDE THEIR JURISDICTIONS.

S. B. 300, AN ACT TO AUTHORIZE THE USE OF STATE INCOME TAX REFUND OFFSET PROCEDURES IN NON-AFDC AND INTERSTATE CASES AS REQUIRED BY FEDERAL LAW.

S. B. 594, AN ACT TO AMEND THE REQUIREMENTS FOR FILLING CONTACT LENS PRESCRIPTIONS.

S. B. 671, AN ACT TO PERMIT MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO PURCHASE CREDITABLE SERVICE FOR COMPARABLE FEDERAL EMPLOYMENT.

S. B. 430, AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR SUPERVISORY FEES PAID BY SAVINGS AND LOAN ASSOCIATIONS TO THE ADMINISTRATOR OF THE SAVINGS AND LOAN DIVISION.

S. B. 557, AN ACT TO INCREASE THE RETIREMENT FORMULA FOR ACTIVE AND RETIRED MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM AND LAW ENFORCEMENT OFFICERS' RETIREMENT SYSTEM.

H. B. 1413, AN ACT TO PROVIDE THAT WHEN THE GOVERNOR RECEIVES A RECOMMENDATION FROM AN OFFICER OF THE GENERAL ASSEMBLY ON FILLING A VACANCY IN AN OFFICE FILLED BY THE GENERAL ASSEMBLY, THE GOVERNOR MUST TAKE ACTION WITHIN A SPECIFIED PERIOD OF TIME.

H. B. 1118, AN ACT TO FACILITATE APPEALS FROM SMALL CLAIMS COURT TO DISTRICT COURT.

H. B. 1021, AN ACT TO AMEND G. S. 153A-77 RELATING TO THE POPULATION OF COUNTIES WITH AUTHORITY OVER COMMISSIONS, BOARDS, AND AGENCIES.

H. B. 818, AN ACT TO AMEND G. S. CHAPTER 24 CONCERNING RATE FEES.

H. B. 900, AN ACT TO REVISE THE PROVISIONS OF CHAPTER 11 OF THE GENERAL STATUTES RELATING TO OATHS AND AFFIRMATIONS IN ORDER TO CONFORM TO CONSTITUTIONAL REQUIREMENTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

S. B. 182, AN ACT TO APPROPRIATE FUNDS FOR VARIOUS STATEWIDE PROJECTS, TO SPECIFY HOW CERTAIN APPROPRIATED FUNDS ARE TO BE USED, AND TO MAKE VARIOUS CHANGES IN THE LAW.

H. B. 760, AN ACT TO CONFORM THE ADOPTION STATUTES TO THE STATUTES RELATING TO THE TERMINATION OF PARENTAL RIGHTS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H. B. 834, AN ACT TO MAKE ADDITIONAL TECHNICAL AMENDMENTS TO THE ELECTION LAWS.

H. B. 1291, AN ACT TO AMEND THE CHIROPRACTIC LAW.

H. B. 1340, AN ACT TO PROHIBIT THE IMPERSONATION OF A LAW ENFORCEMENT OFFICER.

H. B. 114, AN ACT TO PROVIDE THAT CLAIMS TO LAND UNDER NAVIGABLE WATERS MAY BE LITIGATED IN SUPERIOR COURT.

H. B. 747, AN ACT TO PRESCRIBE COMPENSATION FOR SUPERVISORS OF ELECTIONS.

H. B. 533, AN ACT TO CLASSIFY MINOR TRAFFIC OFFENSES AS INFRACTIONS AND TO PROVIDE A PROCEDURE FOR THE DISPOSITION OF SUCH INFRACTIONS BY THE COURTS.

S. B. 18, AN ACT TO ESTABLISH THE NORTH CAROLINA CENTER FOR MISSING CHILDREN.

S. B. 216, AN ACT TO PROVIDE THAT FUNDS FROM SPECIAL PERSONALIZED REGISTRATION PLATES BE USED TO PROMOTE TRAVEL ACCESSIBILITY FOR THE DISABLED.

S. B. 612, AN ACT TO PERMIT THE COMMISSIONER OF MOTOR VEHICLES TO ISSUE FICTITIOUS LICENSES AND REGISTRATION PLATES TO LOCAL LAW ENFORCEMENT OFFICERS UNDER CERTAIN CIRCUMSTANCES.

S. B. 711, AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR ELECTION OF STATEWIDE OFFICIALS IN THE FALL OF THE ODD-NUMBERED YEARS.

On motion of Representative Lilley, seconded by Representative Easterling, the House adjourns to reconvene July 16 at 12:00 noon.

ONE HUNDRED SIXTEENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 16, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Beard, Lancaster, Ligon, and Stamey for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Watkins for the Committee on Appropriations:

H. B. 922, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FOR PURCHASE OF EQUIPMENT FOR **THE ARTS JOURNAL** OF ASHEVILLE, with an

unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

The rules are suspended and the substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

Pursuant to Section 18, Article II, of the Constitution of the State of North Carolina and House Rules 8 and 11, Representative Hege files protest against passage of S. B. 711, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR ELECTION OF STATEWIDE OFFICIALS IN THE FALL OF THE ODD-NUMBERED YEARS, on its third reading on Friday, July 12, 1985. The Speaker orders the remarks entered into the Appendix of the Journal.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H. B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO SECURE MEDICAL, SURGICAL, PSYCHIATRIC, PSYCHOLOGICAL AND OTHER CARE OR TREATMENT FOR A JUVENILE IN THE CUSTODY OR PHYSICAL CUSTODY OF A COUNTY DEPARTMENT OF SOCIAL SERVICES, is returned for concurrence in three Senate amendments.

The rules are suspended and the bill is placed on the Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 15, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on H. B. 458, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROCESS LOCAL FAIR HOUSING COMPLAINTS, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 15, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Senate Committee Substitute for H. B. 348, A BILL TO BE ENTITLED AN ACT REGARDING THE IDENTIFICATION AND

LABELLING OF TOXIC AND HAZARDOUS SUBSTANCES, to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for S. B. 489, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL APPROPRIATIONS FOR VARIOUS STATEWIDE PROJECTS AND FOR OTHER PURPOSES, is read the first time and is referred to the Committee on Appropriations.

On motion of Representative Watkins, the bill is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar.

CALENDAR

Action is taken on the following:

H. B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO SECURE MEDICAL, SURGICAL, PSYCHIATRIC, PSYCHOLOGICAL AND OTHER CARE OR TREATMENT FOR A JUVENILE IN THE CUSTODY OR PHYSICAL CUSTODY OF A COUNTY DEPARTMENT OF SOCIAL SERVICES.

On motion of Representative Easterling, the House concurs in Senate Amendment No. 1 by electronic vote (89-0).

On motion of Representative Easterling, the House concurs in Senate Amendment No. 2 by electronic vote (91-0).

On motion of Representative Easterling, the House concurs in Senate Amendment No. 4, by electronic vote (92-0), and the bill is ordered enrolled.

Committee Substitute for H. B. 922, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS LOCAL PROJECTS, passes its second reading, by electronic vote (78-6), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (79-6), and is ordered sent to the Senate by Special Message.

On motion of the Chair, the House recesses.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Committee Substitute for S. B. 636, A BILL TO BE ENTITLED AN ACT AUTHORIZING STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, MAKING TECHNICAL AMENDMENTS THERETO, AND TO MAKE OTHER AMENDMENTS, is read the first time.

The rules are suspended and the bill is placed on the Calendar.

Committee Substitute for H. B. 922, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS LOCAL PROJECTS, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Watkins, the House concurs in the Senate amendment, by electronic vote (84-10), and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE THE RAILROAD NEGOTIATING COMMISSION, is returned for concurrence in Senate committee substitute, as amended, without engrossment.

The rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Watkins, the House does not concur in the Senate committee substitute, as amended, by electronic vote (75-23), and a conference committee is requested.

The Speaker appoints as conferees on the part of the House, Representative Bob Etheridge, Chairman; Representatives Nesbitt, Watkins, E. Warren, and Quinn and the Senate is so notified by Special Message.

Senate Committee Substitute for H. B. 1079, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL CIVIL FINES AND PENALTIES COLLECTED BY THE STATE BE PAID INTO THE COUNTY SCHOOL FUND OF THE COUNTY IN WHICH THE ACTS FOR WHICH THE FINES AND PENALTIES WERE LEVIED OCCURRED, is returned for concurrence in Senate committee substitute.

The rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Watkins, the House concurs in the Senate committee substitute, which changes the title, by electronic vote (95-0), and the bill is ordered enrolled.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Payne for the Committee on Manufacturers and Labor:

H. B. 1083, A BILL TO BE ENTITLED AN ACT TO IMPROVE REMEDIES FOR CAR BUYERS UPON WARRANTY FAILURE, with an unfavorable report.

H. B. 1084, A BILL TO BE ENTITLED AN ACT TO PREVENT DECEPTIVE

DISCLAIMER OF IMPLIED WARRANTIES ON MOTOR VEHICLES, with an indefinite postponement report.

H. B. 1202, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF ACCIDENT FOR PURPOSES OF WORKERS' COMPENSATION, with an unfavorable report.

CALENDAR (continued)

Committee Substitute for S. B. 636, A BILL TO BE ENTITLED AN ACT AUTHORIZING STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, MAKING TECHNICAL AMENDMENTS THERETO, AND TO MAKE OTHER AMENDMENTS.

Representative Fussell offers Amendment No. 1 which is adopted.

Representatives Michaux and Miller offer Amendment No. 2 which is adopted.

Representative Mavretic offers Amendment No. 3 which is adopted.

Representative Watkins offers Amendment No. 4 which is adopted.

Representative Watkins offers Amendment No. 5 which is adopted.

Representative Miller offers Amendment No. 6 which is adopted.

Representative Watkins offers Amendment No. 7 which is adopted by electronic vote (59-39).

The bill, as amended, passes its second reading, by electronic vote (86-18), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendments by Special Message.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4:

Committee Substitute for S. B. 168, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SAFE PLACEMENT OF SUBSURFACE INSTALLATIONS IN NORTH CAROLINA, with a favorable report, as amended.

On motion of Representative Pulley, the rules are suspended and the bill is placed on today's Calendar.

CALENDAR (continued)

Representative Mavretic moves that H. B. 1314, A BILL TO BE ENTITLED AN ACT CREATING THE TAX SYSTEM STUDY COMMISSION, be withdrawn from the Committee on Appropriations and placed on today's Calendar.

Representative Mavretic calls the previous question on the motion and the call is sustained.

The motion to withdraw the bill from the Committee on Appropriations carries by electronic vote (68-31).

On motion of Representative Mavretic, the rules are suspended and the bill is placed on today's Calendar.

On motion of Representative Mavretic, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

On motion of Representative Watkins, H. B. 1, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, is withdrawn from the Committee on Appropriations.

On motion of Representative Watkins, the rules are suspended and the bill is placed on the Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

S. B. 854, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE CONSTITUTIONAL AMENDMENT CONCERNING ELECTIONS IN ODD-NUMBERED YEARS, is read the first time.

On motion of Representative Michaux, the rules are suspended, and the bill is placed on the Calendar.

CALENDAR (continued)

H. B. 1, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES.

Representative Watkins offers Amendment No. 1 which is adopted.

This amendment changes the title and the bill to a House resolution.

The resolution, as amended, is adopted by electronic vote (92-2).

S. B. 489, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL APPROPRIATIONS FOR VARIOUS STATEWIDE PROJECTS AND FOR OTHER PURPOSES.

Representative Watkins offers Amendment No. 1 which is adopted.

Representative J. W. Crawford offers Amendment No. 2 which is adopted.

Representative Hightower offers Amendment No. 3 which is adopted.

Representative James offers Amendment No. 4.

Representative James calls the previous question on Amendment No. 4 and the call is sustained by electronic vote (94-3).

Amendment No. 4 is adopted by electronic vote (84-14).

Representative Watkins offers Amendment No. 5 which is adopted.

Representative Watkins offers Amendment No. 6 which is adopted.

Representative Watkins offers Amendment No. 7 which is adopted.

Representative Watkins offers Amendment No. 8 which is adopted.

Representative Watkins offers Amendment No. 9 which is adopted.

Representative Watkins offers Amendment No. 10 which is adopted.

Representative Watkins offers Amendment No. 11 which is adopted.

Representative Watkins offers Amendment No. 12 which is adopted.

Representative Watkins offers Amendment No. 13 which is adopted.

Representative Watkins offers Amendment No. 14 which is adopted.

Representative Watkins offers Amendment No. 15 which is adopted.

Representative Watkins offers Amendment No. 16 which is adopted.

Representative Watkins offers Amendment No. 17 which is adopted.

Representative Watkins offers Amendment No. 18 which is adopted.

Representative Watkins offers Amendment No. 19 which is adopted.

Representative Holt offers Amendment No. 20 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (76-16), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendments by Special Message.

Committee Substitute for S. B. 168, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SAFE PLACEMENT OF SUBSURFACE INSTALLATIONS IN NORTH CAROLINA.

On motion of Representative Pulley, Committee Amendments Nos. 2 and 3 are adopted.

The bill, as amended, passes its second reading, by electronic vote (80-8), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendments by Special Message.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S. B. 38, A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELIGIBLE ADOPTION AGE FOR CHILDREN UNDER THE SCHOLARSHIPS FOR CHILDREN OF WAR VETERANS PROGRAM, is read the first time and is referred to the Committee on Appropriations.

H. B. 537, A BILL TO BE ENTITLED AN ACT TO REDUCE THE LENGTH OF TIME A CHILD MUST REMAIN IN FOSTER CARE AS GROUNDS FOR TERMINATING PARENTAL RIGHTS, is returned for concurrence in three Senate amendments and is placed on the Calendar for July 17.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 50, AN ACT TO MODIFY SPECIAL BUDGETARY PROVISIONS CONTAINED IN CHAPTER 1034 OF THE 1983 SESSION LAWS WHICH RELATE TO INTEREST INCOME ON N. C. HOUSING FINANCE AGENCY BOND RESERVE APPROPRIATIONS.

H. B. 1101, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

H. B. 1423, AN ACT TO MAKE A TECHNICAL CORRECTION IN THE MENTAL HEALTH LAW RECODIFICATION.

H. B. 911, AN ACT PROHIBITING THE COPYING OF BOAT HULLS BY THE DIRECT MOLDING PROCESS.

H. B. 1310, AN ACT TO VALIDATE APPOINTMENTS TO BOARDS OF TRUSTEES OF COMMUNITY COLLEGES AND TECHNICAL INSTITUTES.

S. B. 647, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT OF THE SENATE.

H. J. R. 444, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLES HARRIS LIVENGOOD, JR.

On motion of Representative Lilley, seconded by Representative McLaughlin, the House adjourns to reconvene July 17 at 9:00 a.m.

ONE HUNDRED SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, July 17, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Beard, Brubaker, Diamont, Easterling, Edwards, Hackney, Hasty, and Lancaster for today.

CALENDAR

Action is taken on the following:

H. B. 537, A BILL TO BE ENTITLED AN ACT TO REDUCE THE LENGTH OF TIME A CHILD MUST REMAIN IN FOSTER CARE AS GROUNDS FOR TERMINATING PARENTAL RIGHTS.

On motion of Representative B. Woodard, the House concurs in Senate Amendment No. 1 by electronic vote (67-1).

On motion of Representative B. Woodard, the House concurs in Senate Amendment No. 2 by electronic vote (71-1).

On motion of Representative B. Woodard, the House concurs in Senate Amendment No. 4, by electronic vote (71-1), and the bill is ordered enrolled.

On motion of the Chair, the House recesses.

RECESS

The House meets pursuant to recess and is called order by the Speaker.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Pulley for the Committee on Judiciary No. 4:

H. B. 1275, A BILL TO BE ENTITLED AN ACT TO REWRITE G. S. 15A-2000(e)(6) TO PROVIDE FOR AN AGGRAVATING CIRCUMSTANCE IN A CAPITAL CASE BASED UPON THE DEFENDENT BEING HIRED OR PAID TO COMMIT THE CAPITAL FELONY, with an indefinite postponement report.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 17, 1985

Mr. Speaker:

Pursuant to your message that the House of Representatives fails to concur in the Senate Committee Substitute for H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE AND CONTINUE VARIOUS COMMITTEES AND COMMISSIONS, TO MAKE APPROPRIATIONS THEREFOR, AND TO AMEND STATUTORY LAW, and requests conferees, the President appoints Senators Hardison, Ward, Winner, Woodard, and Joe Thomas on the part of the Senate to confer with a like committee on the part of the House to the end that the differences between the two Bodies may be resolved.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 17, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendments to Committee Substitute for S. B. 168, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SAFE PLACEMENT OF SUBSURFACE INSTALLATIONS IN NORTH CAROLINA, and requests conferees. The President appoints Senators Harris, Bo Thomas, Swain, Staton, and Goldston on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker appoints as conferees on the part of the House, Representative Pulley, Chairman; Representatives Evans, Bumgardner, Ballance, and Beall amd the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 17, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendments to Senate Committee Substitute for S. B. 489, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL APPROPRIATIONS FOR VARIOUS STATEWIDE PROJECTS AND FOR OTHER PURPOSES, and requests conferees. The President appoints Senators Rand, Plyler, Watt, Hardison, and Warren on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker appoints as conferees on the part of the House, Representative Bob Etheridge, Chairman; Representatives James, Blue, Anderson, and Watkins and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 17, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendments to Committee Substitute for S. B. 636, A BILL TO BE ENTITLED AN ACT AUTHORIZING STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, MAKING TECHNICAL AMENDMENTS THERETO, AND TO MAKE OTHER AMENDMENTS and requests conferees. The President appoints Senators Rauch, Hipps, Taft, R. Hunt, and W. Hunt on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker appoints as conferees on the part of the House, Representative Watkins, Chairman; Representatives Bob Etheridge, Michaux, Hunter, and Fussell and the Senate is so notified by Special Message.

On motion of the Chair, the house recesses.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

Representative Pulley sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

S. B. 168

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on S. B. 168, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SAFE PLACEMENT OF SUBSURFACE INSTALLATIONS IN NORTH CAROLINA, wish to report as follows:

The conferees agree that the House of Representatives recedes from Amendment No. 1 and the Senate concurs in Amendment No. 2 and Amendment No. 3.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 17th day of July, 1985.

Conferees for the Senate
S/ OLLIE HARRIS
S/ BO THOMAS
S/ BOB SWAIN
S/ BILL STATON
S/ BILL GOLDSTON

Conferees for the House of Representatives
S/ PAUL PULLEY
S/ CHARLES EVANS
S/ DAVID BUMGARDNER
S/ FRANK BALLANCE, JR.
S/ CHARLES M. BEALL

The Conference Report is adopted, by electronic vote (91-1), and the Senate is so notified by Special Message.

On motion of Representative Bob Etheridge, S. B. 38, A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELIGIBLE ADOPTION AGE FOR CHILDREN UNDER THE SCHOLARSHIPS FOR CHILDREN OF WAR VETERANS PROGRAM, is withdrawn from the Committee on Appropriations.

On motion of Representative Bob Etheridge, the rules are suspended and the bill is placed on the Calendar.

Representative Bob Etheridge moves that the vote by which the House failed to concur in the Senate Committee Substitute for H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE THE RAILROAD NEGOTIATING COMMISSION, be reconsidered. This motion carries by electronic vote (89-0).

The Speaker dismisses the Conferees and the Senate is so notified.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 17, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body that the Senate has dismissed the Conferees appointed to resolve the differences arising upon the Senate Committee

Substitute for H. B. 344 and further respectfully requests the return of the Senate Committee Substitute Bill for further consideration, Senate Committee Substitute for H. B. 344: A BILL TO BE ENTITLED AN ACT TO CREATE AND CONTINUE VARIOUS COMMITTEES AND COMMISSIONS, TO MAKE APPROPRIATIONS THEREFOR, AND TO AMEND STATUTORY LAW.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

The Speaker orders the bill returned to the Senate.

CALENDAR (continued)

S. B. 854, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE CONSTITUTIONAL AMENDMENT CONCERNING ELECTIONS IN ODD-NUMBERED YEARS.

On motion of Representative Michaux, the bill is withdrawn from the Calendar and re-referred to the Committee on Constitutional Amendments.

On motion of the Chair, the House recesses.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

S. B. 38, A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELIGIBLE ADOPTION AGE FOR CHILDREN UNDER THE SCHOLARSHIPS FOR CHILDREN OF WAR VETERANS PROGRAM, passes its second reading by electronic vote (86-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H. B. 608, A BILL TO BE ENTITLED AN ACT TO ALLOW CASWELL COUNTY TO APPOINT A PUBLIC SAFETY OFFICER, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Watkins, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 488, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR COVERAGE UNDER THE STATE PROPERTY FIRE INSURANCE FUND TO BE ON A REPLACEMENT COST BASIS INSTEAD OF AN ACTUAL CASH VALUE BASIS; AND TO REIMBURSE LOCAL FIRE DEPARTMENTS FOR PROTECTION OF STATE PROPERTY FROM THE GENERAL FUND, is returned for concurrence in Senate amendment.

The rules are suspended and the bill is placed on the Calendar for immediate consideration.

On motion of Representative Hudson, the House concurs in the Senate amendment, which changesd the title, by electronic vote (94-0), and the bill is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 17, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Committee Substitute for S. B. 168, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE SAFE PLACEMENT OF SUB-SURFACE INSTALLATIONS IN NORTH CAROLINA, to the end that when a similar action has been taken on the part of the House, we will order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

On motion of the Chair, the House recesses.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE THE RAILROAD NEGOTIATING COMMISSION, is returned for concurrence in Senate committee substitute, as amended, without engrossment, and is placed on the Calendar for July 18.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 17, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on House Committee Substitute for S. B. 496, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE, to the end that when a similar action has been taken on the part of the House, we will order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Miller sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

House Committee Substitute
for S. B. 496

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on House Committee for S. B. 496 (Fourth Edition Engrossed), A BILL TO BE ENTITLED AN ACT TO PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE, wish to report as follows:

The Senate concurs in the House Committee Substitute for Senate Bill 496 (Fourth Edition Engrossed), with the following amendment: delete the entire House Committee Subsitute (Fourth Edition Engrossed) and inseret in lieu thereof the following conference committee substitute:

"SENATE BILL 496
Conference Committee Substitute
A BILL TO BE ENTITLED

AN ACT TO PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE.

The General Assembly of North Carolina enacts:

Section 1. G. S. 20-127 is hereby amended by adding new subsections (d) and (e) thereto to read as follows:

'(d) It shall be unlawful to operate a noncommercial passenger vehicle registered or which is required to be registered in this state, including passenger cars, pickup trucks and passenger vans, upon any highway or public vehicular area with a windshield or any other window which does not meet the light transmittance requirements of federal motor vehicle safety standard No. 205. Provided, vehicles with a windshield or any other window installed prior to August 1, 1985 which does not meet the light transmittance requirements of federal motor vehicle standard No. 205 or vehicles transporting deceased human remains will be exempt from the provisions of this subsection.

(e) No motor vehicle inspection certificate shall be issued on or after January 1, 1987 for a motor vehicle subject to subsection (d) with a windshield or any other window which does not meet the light transmittance requirements of federal motor vehicle safety standard No. 205. Any motor vehicle otherwise subject to subsection (d) will be exempt from the provisions of this subsection provided the vehicle owner provides the motor vehicle inspector, a document attesting that any windshield or any other window not in compliance with subsection (d) was installed prior to Augiust 1, 1985.'

Sec. 2. This act shall become effective upon ratification."

And the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 17th day of July, 1985.

Conferees for the Senate
S/ ROBERT D. WARREN
S/ JIM JOHNSON

Conferees for the House of Representatives
S/ GEORGE MILLER, JR.
S/ MARTIN NESBITT
S/ AARON E. FUSSELL

The Conference Report is adopted, by electronic vote (78-5), and the Senate is so notified by Special Message.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H. B. 348, AN ACT REGARDING THE IDENTIFICATION AND LABELLING OF TOXIC AND HAZARDOUS SUBSTANCES.

H. B. 458, AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROCESS LOCAL FAIR HOUSING COMPLAINTS.

H. B. 514, AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO SECURE MEDICAL, SURGICAL, PSYCHIATRIC, PSYCHOLOGICAL AND OTHER CARE OR TREATMENT FOR A JUVENILE IN THE CUSTODY OR PHYSICAL CUSTODY OF A COUNTY DEPARTMENT OF SOCIAL SERVICES.

H. B. 922, AN ACT TO APPROPRIATE FUNDS FOR VARIOUS LOCAL PROJECTS.

H. B. 1079, AN ACT TO CLARIFY G. S. 115C-437 BY ADDING A DEFINITION OF CLEAR PROCEEDS.

S. B. 291, AN ACT TO REPEAL STATUTES ALLOWING LOCAL BOARDS OF EDUCATION TO CHARGE TUITION FOR STUDENTS OVER 18 YEARS OLD.

S. B. 337, AN ACT TO AMEND THE APPLICATION FEE AND COST RECOVERY PROVISIONS OF G. S. 110-130.1 REGARDING NON-AFDC SERVICES.

H. B. 801, AN ACT AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO USE AVIATION GRANT FUNDS FOR ALL DIRECT AND INDIRECT COSTS OF ADMINISTERING AIRPORT GRANT PROJECTS.

H. B. 996, AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS.

H. B. 537, AN ACT TO REDUCE THE LENGTH OF TIME A CHILD MUST REMAIN IN FOSTER CARE AS GROUNDS FOR TERMINATING PARENTAL RIGHTS.

On motion of Representative Lilley, seconded by Representative Beall, the House adjourns to reconvene July 18 at 9:30 a.m.

ONE HUNDRED EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, July 18, 1985

The House meets pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by the Reverend Kermit L. Braswell, House Chaplain.

Representative Lilley, for the Committee on Rules and Operation of the House, reports the Journal of July 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhill, Beard, Brubaker, Buchanan, Diamont, Easterling, Bruce Ethridge, Hasty, Kennedy, Lancaster, Ligon, Murphy, Pulley, Rhodes, and Wiser for today.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

S. B. 445, A BILL TO BE ENTITLED AN ACT TO MAKE THE ISSUANCE OF WORTHLESS CHECKS IN CERTAIN AMOUNTS A FELONY, with a favorable report, as amended.

The rules are suspended and the bill is placed on today's Calendar.

By Representative Watkins for the Committee on Appropriations:

H. B. 1134, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FOREST PRODUCTS MARKET DEVELOPMENT PROGRAM, with an unfavorable report as to bill, favorable as to committee substitute bill, as amended, which changes the title.

The rules are suspended and the substitute bill, as amended, is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

S. B. 445, A BILL TO BE ENTITLED AN ACT TO MAKE THE ISSUANCE OF WORTHLESS CHECKS IN CERTAIN AMOUNTS A FELONY.

On motion of Representative Miller, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (86-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

Representative Watkins sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

Senate Committee Substitute
for S. B. 636

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on the Senate Committee Substitute to S. B. 636, as amended by the Senate on July 16, 1985, A BILL TO BE ENTITLED AN ACT AUTHORIZING STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, MAKING TECHNICAL AMENDMENTS THERETO, AND TO MAKE OTHER AMENDMENTS, wish to report as follows:

that the Senate concur in House Amendments Nos. 1 and 5

that the House recede from its amendments Nos. 2, 3, 4, 6, and 7; and

that the further differences between the Senate and House of Representatives regarding Senate Committee Substitute to Senate Bill 636, as amended, be resolved by the adoption of the following amendments:

by deleting the following language from Section 1 of the bill:

"(22) Utilities Commission and its Public Staff (H. B. 1414 — Nye,";

by renumbering the following subsections of Section 1 accordingly; by inserting a new Section 2 in the bill to read:

"Sec. 2. Transportation Problems at Public Facilities. The Legislative Research Commission may identify and study transportation problems at public transportation facilities in North Carolina."

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 18th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ MARSHALL A. RAUCH	S/ WILLIAM T. WATKINS
S/ CHARLES HIPPS	S/ BOB ETHERIDGE
S/ THOMAS F. TAFT	S/ H. M. MICHAUX, JR.
S/ RALPH A. HUNT	S/ AARON E. FUSSELL
S/ WANDA HUNT	S/ ROBERT C. HUNTER

The Conference Report is adopted, by electronic vote (80-8), and the Senate is so notified by Special Message.

CALENDAR (continued)

Committee Substitute for H. B. 1134, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL APPROPRIATIONS FOR VARIOUS PROJECTS AND TO MAKE VARIOUS CHANGES TO THE LAW.

On motion of Representative Watkins, Committee Amendments Nos. 1 and 2 are adopted.

On motion of Representative Watkins, Committee Amendment No. 3 is withdrawn.

Representative Watkins offers Amendment No. 4 which is adopted.

Representative Watkins offers Amendment No. 5 which is adopted.

Representative Watkins offers Amendment No. 6 which is adopted.

Representative Watkins offers Amendment No. 7 which is adopted.

Representative Watkins calls the previous question on the passage of the bill and the call is sustained by electronic vote (58-31).

The bill, as amended, passes its second reading by electronic vote (65-26).

Representative R. Warren objects to the third reading. The bill remains on the Calendar.

Representative Watkins moves that the rules be suspended in order for the bill to be read a third time.

Representative Bob Etheridge calls the previous question on the motion and the call is sustained by electronic vote (71-21).

Now the question before the House is the motion to suspend the rules in order for the bill to be read a third time. This motion carries by electronic vote (67-29).

Representative Chalk offers Amendment No. 8.

Representative Chalk calls the previous question on the amendment.

On motion of Representative Watkins, seconded by Representative Bob Etheridge, the call for the previous question is tabled by electronic vote (55-36).

On motion of Representative Watkins, seconded by Representative Bob Etheridge, Amendment No. 8 is tabled by electronic vote (50-39).

Representative Watkins calls the previous question on the passage of the bill and the call is sustained by electronic vote (60-32).

The bill, as amended, passes its third reading, by electronic vote (68-26), and is ordered sent to the Senate without engrossment by Special Message.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 18, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Committee Substitute for S. B. 636, A BILL TO BE ENTITLED AN ACT AUTHORIZING STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, MAKING TECHNICAL AMENDMENTS THERETO, AND TO MAKE OTHER AMENDMENTS, to the end that when a similar action has been taken on the part of the House, we will order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H. J. R. 1424, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1985 GENERAL ASSEMBLY TO RECONVENE IN 1986, AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, is returned for concurrence in Senate amendment and is placed on the Calendar.

Representative Nesbitt sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

S. B. 154

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on S. B. 154 (3rd edition as amended), A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ALLOW A COUNTY TO EXEMPT, IN FULL OR IN PART, INVENTORIES OF ALL MANUFACTURERS, ALL WHOLESALERS, AND ALL RETAILERS FROM PROPERTY TAXES IMPOSED BY THAT COUNTY AND THE LOCAL GOVERNMENTAL UNITS LOCATED IN THE COUNTY, wish to report as follows: The Senate concurs in House Amendment No. 1 and agrees to the following additional amendments:

on page 1, line 5, by changing the period at the end of that line to a comma and adding the phrase: "AND TO ALLOW COUNTIES TO EXEMPT, IN FULL OR IN PART, TYPES OF INVENTORIES FROM PROPERTY TAXES WHEN AUTHORIZED TO DO SO BY AN ACT OF THE GENERAL ASSEMBLY.":

and on page 1, line 20, by inserting a new sentence immediately before the word "A" to read: "In addition, when authorized to do so by an act of the General Assembly, a county, by ordinance of its governing body, may classify types of inventories and exclude part or all of the classified inventories, or the value of the inventories, from ad valorem taxes.";

and on page 2, line 6, by inserting a new sentence immediately before the word "Property" to read: "A county ordinance adopted pursuant to an act of the General Assembly may not classify a type of inventory that is classified by the General Assembly and tax that inventory at a higher rate or to a greater extent than under the State classification.";

and on page 3, lines 4 and 10, by changing the period after the word "county" to a comma and adding the following: "and to allow a county to exempt, in full or in part, types of inventories from local property taxes when authorized to do so by an act of the General Assembly.";

and on page 3, line 7, by inserting a comma after the word "wholesalers";

and on page 3, line 8, by deleting the comma after the word "retailers".

And the House agrees to the same. To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 18th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ R. P. Thomas	S/ Martin Nesbitt
S/ Cass Ballenger	S/ Foyle Hightower
S/ Richard Conder	S/ Joe Mavretic
S/ Marshall Rauch	S/ Murray Pool
S/ Robert Warren	S/ Richard Wright

The Conference Report fails of adoption for lack of a three-fifths majority vote, by electronic vote (59-32), and the Senate is so notified by Special Message.

On motion of the Chair, the House recesses.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGE FROM THE SENATE

Senate Chamber
July 18, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to concur in the House amendments to S. B. 445, A BILL TO BE ENTITLED AN ACT TO MAKE THE ISSUANCE OF WORTHLESS CHECKS IN CERTAIN AMOUNTS A FELONY, and requests conferees. The President appoints Senators R. P. Thomas, Rauch, and Hipps on the part of the Senate to confer with a like committee appointed by the House to the end that the differences arising may be adjusted.

Respectfully,
S/ Sylvia M. Fink
Principal Clerk

The Speaker appoints as conferees on the part of the House, Representative Miller, Chairman; Representatives Nesbitt and Hackney and the Senate is so notified by Special Message.

On motion of the Chair, the House recesses.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

H. J. R. 1424, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1985 GENERAL ASSEMBLY TO RECONVENE IN 1986, AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION.

On motion of Representative Hunt, the House concurs in the Senate amendment and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 344, A BILL TO BE ENTITLED AN ACT TO CREATE THE RAILROAD NEGOTIATING COMMISSION.

On motion of Representative Watkins, the House concurs in the Senate committee substitute, as amended, which changes the title, by electronic vote (74-6), and the bill is ordered enrolled.

REPORT OF COMMITTEES

The following reports from standing committees are presented:

By Representative Miller for the Committee on Judiciary No. 1:

H. B. 1330, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCESS FOR SERVICE BY PUBLICATION, with an unfavorable report as to bill, favorable as to committee substitute bill, which changes the title.

On motion of Representative Miller, the rules are suspended and the substitute bill is placed before the House for immediate consideration. The original bill is placed on the Unfavorable Calendar.

The bill passes its second reading, by electronic vote (81-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Representative Miller sends forth a Conference Report on S. B. 445, A BILL TO BE ENTITLED AN ACT TO MAKE THE ISSUANCE OF WORTHLESS CHECKS IN CERTAIN AMOUNTS A FELONY.

Representative Miller withdraws the Conference Report.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 18, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate adopts the report of the conferees on Committee Substitute for S. B. 489, A BILL TO BE ENTITLED AN ACT TO MAKE ADDITIONAL APPROPRIATIONS FOR VARIOUS STATEWIDE PROJECTS AND FOR OTHER PURPOSES, to the end that when a similar action has been taken on the part of the House, we will order the bill enrolled.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

Representative Bob Etheridge sends forth the following Conference Report and moves its adoption.

CONFERENCE REPORT

Committee Substitute for
S. B. 489

TO: THE PRESIDENT OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your conferees, appointed to resolve the differences arising between the Senate and the House of Representatives on Committee Substitute for S. B. 489, A BILL TO BE

ENTITLED AN ACT TO MAKE ADDITIONAL APPROPRIATIONS FOR VARIOUS STATEWIDE PROJECTS AND FOR OTHER PURPOSES, wish to report as follows: The Senate concurs in House Amendments Nos. 1, 3, 7, 8, 10, 11, 12, 13, 14, 16, 18, 19, and 20.

The House recedes from House Amendments Nos. 2, 5, 6, 15, and 17.

The House recedes from Amendment No. 4 and in lieu substitutes the following:

(1) Amend the bill on page 18, lines 17 through 21, by deleting the lines and by substituting the following new section to be numbered appropriately:

"___ FARMERS' MARKET FUNDS.

Sec. ___ . Funds allocated by Section 5.5 of Chapter 480 of the 1985 Session Laws for the Raleigh Farmers' Market may be expended only for a farmers' market which complies with all applicable Federal, State, and local laws and regulations, including local zoning regulations. The Commissioner of Agriculture is requested to consider additional potential locations for the Raleigh Farmers' Market and to evaluate such sites and their accessibility and benefit to the citizens of Raleigh and North Carolina, the farmers of North Carolina, and the wholesalers and retailers of farm products. Funds appropriated under Section 4 of Chapter 480 of the 1985 Session Laws for the Raleigh Farmers' Market shall not revert until the General Assembly approves such reversion. It is requested the City of Raleigh give fair consideration to requests by the State on matters requiring action by the City in connection with the construction of the Farmers Market referred to in this section."

(2) Change the table of contents so that it reflects the bill, as amended, and this conference report.

The House recedes from Amendment No. 9 and in lieu substitutes the following:

Amend the bill on page 13, before line 27, by adding the following new section to be appropriately numbered:

" ___ EDUCATING WILLIE M. STUDENTS/STUDY.

Sec. ___ . The State Board of Education is directed to determine the most cost effective methods of educating Willie M. students and to report its findings to the Joint Legislative Commission on Governmental Operations and to the Fiscal Research Division by March 1, 1986."

And the Senate and House agree to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 18th day of July, 1985.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ TONY RAND	S/ BOBBY ETHERIDGE
S/ HAROLD HARDISON	S/ GERALD ANDERSON
S/ AARON PLYLER	S/ DAN BLUE
S/ ROBERT WARREN	S/ VERNON JAMES
S/ MELVIN WATT	S/ WILLIAM WATKINS

Representative Bob Etheridge calls the previous question on the adoption of the Conference Report and the call is sustained.

The Conference Report is adopted, by electronic vote (79-7), and the Senate is so notified by Special Message.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 168, AN ACT TO PROMOTE THE SAFE PLACEMENT OF SUBSURFACE INSTALLATIONS IN NORTH CAROLINA.

H. B. 488, AN ACT TO PROVIDE FOR COVERAGE UNDER THE STATE PROPERTY FIRE INSURANCE FUND TO BE ON A REPLACEMENT COST BASIS INSTEAD OF AN ACTUAL CASH VALUE BASIS.

H. B. 608, AN ACT TO ALLOW CASWELL COUNTY TO APPOINT A PUBLIC SAFETY OFFICER.

S. B. 38, AN ACT TO CHANGE THE ELIGIBLE ADOPTION AGE FOR CHILDREN UNDER THE SCHOLARSHIPS FOR CHILDREN OF WAR VETERANS PROGRAM.

S. B. 496, AN ACT TO PROHIBIT DARK-SHADED WINDOWS ON MOTOR VEHICLES WHICH OBSTRUCT THE VIEW FROM OUTSIDE THE VEHICLE.

S. B. 636, AN ACT AUTHORIZING STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, MAKING TECHNICAL AMENDMENTS THERETO, AND TO MAKE OTHER AMENDMENTS.

On motion of the Chair, the House recesses.

RECESS

The House meets pursuant to recess and is called to order by the Speaker.

ENROLLED BILLS

The following are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S. B. 489, AN ACT TO MAKE ADDITIONAL APPROPRIATIONS FOR VARIOUS STATEWIDE PROJECTS AND FOR OTHER PURPOSES.

H. B. 344, AN ACT TO CREATE AND CONTINUE VARIOUS COMMITTEES AND COMMISSIONS, TO MAKE APPROPRIATIONS THEREFOR, AND TO AMEND STATUTORY LAW.

H. B. 1330, AN ACT TO AMEND THE SURPLUS LINES ACT, 1985 SESSION LAWS CHAPTER 688.

H. J. R. 1424, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1985 GENERAL ASSEMBLY TO RECONVENE IN 1986, AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION.

The Speaker orders a Special Message be sent to the Senate advising that the House has concluded its business of the 1985 Session of the General Assembly and stands ready to adjourn.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER
July 18, 1985

Mr. Speaker:

It is ordered that a message be sent your Honorable Body respectfully advising that the Senate has concluded the business of the 1985 Session of the North Carolina General Assembly and in accordance with H. J. R. 1424, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1985 GENERAL ASSEMBLY TO RECONVENE IN 1986, AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, stands ready to adjourn to meet again at noon on the second day after the date set by law for a 1986 second primary.

Respectfully,
S/ SYLVIA M. FINK
Principal Clerk

On motion of Representative Lilley, seconded by Representative Hunt, the House adjourns to reconvene at noon on the second day after the date set by law for a 1986 second primary.

BILLS AND RESOLUTIONS INTRODUCED BY MEMBERS 1985

*Asterisk notes Principal Introducer

ALLRAN, AUSTIN M.

Nos. 41, 94, 117, 123, 332, 368, 375, *448, 520, 541, 542, 648, *659, *660, 664, 691, 710, 719, 727, *743, 819, 820, 909, 917, *972, 1092, 1116, 1171, 1197, 1203, 1227, 1249, 1410.

ANDERSON, GERALD L.

Nos. 6, 10, 26, 27, 33, 34, *84, 91, 94, 96, *98, 99, *119, *154, 166, 187, 222, 240, 242, *243, 251, 268, 281, 310, *311, 321, 322, 339, 347, 355, 380, 382, 397, 437, *456, 471, 479, *574, *575, 595, 637, 664, *684, 717, *739, 740, 743, 762, 763,*791, *822, 850, 909, 913, 914, 917, 928, 942, 1016, *1025, *1044, *1114, 1116, 1134, *1145, 1164, 1167, 1171, *1182, *1191, 1203, *1322, *1334, *1343, *1363, *1364, 1388, 1410, *1420.

BALLANCE, FRANK W., JR.

Nos. 78, 91, *167, 182, 183, 204, 378, 428, 527, *615, *675, 686, 687, 688, 698, 719, 740, 743, 865, 909, 921, *1001, 1042, 1052, 1053, 1082, 1083, 1084, 1116, 1151, 1160, 1161, 1162, 1176, *1178, *1179, 1193, 1227, *1244, *1275, *1276, *1277, *1297, 1365, *1370, 1386.

BARBEE, ALLEN C.

Nos. *63, 91, *92, 158, 187, 236, 322, *401, *643, 687, 762, 870, 871, 872, 881, 909, 928, 1014, 1025, 1064, 1083, 1084, 1116, 1145, 1171, 1317, 1410.

BARKER, CHRIS S., JR.

Nos. *33, *34, 91, 94, 96, 98, 99, *118, 141, 154, 166, 187, 236, 277, 310, 321, 322, 339, 347, 355, *605, 637, 696, 719, 734, 743, 765, 797, 818, *837, 851, 909, *942, 944, 1016, 1087, 1098, 1099, 1114, 1116, 1145, 1182, 1196, 1203, 1314, 1388, 1410, 1420, *1423.

BARNES, ANNE C.

Nos. *70, 91, 102, 103, 104, 107, 118, *124, *193, 196, *228, *229, *252, *253, 301, 322, 382, *434, *558, *568, *569, *585, *654, 664, *690, 719, 734, 743, *802, 860, *882, 909, *985, *986, *987, *988, *989, 1016, 1116, *1135, 1151, 1162, 1176, *1190, 1238, 1249, *1341, 1348, 1393, 1410.

BARNHILL, HOWARD C.

Nos. 41, 78, 91, 94, 118, 123, 183, 185, 204, 232, 240, 257, 383, 399, 428, 437, *450, 467, 509, 527, 650, 687, 696, 734, 827, 853, 907, 909, 920, 944, 1016, 1052, 1053, 1082, 1083, 1084, 1116, 1151, 1158, 1160, 1161, 1162, 1171, 1176, 1193, 1203, 1270, *1315, *1316, 1365, *1386, 1410.

BEALL, CHARLES M.

Nos. 35, 36, 41, 61, *67, 88, *91, 94, *146, *198, 240, *242, 246, 247, 262, 263, *265, 294, 301, 322, *347, 378, 397, 399, *404, 407, 408, 409, 410, 411, 437, *471, 491, 492, 493, 494, 495, 496, 497, 498, 595, *669, 680, 687, 688, 740, *746, *747, *748, *778, *815, 826, *833, *834, 850, 860, 875, 909, 917, 944, *999, *1000, 1016, *1036, 1042, 1064, *1065, 1087, 1116, 1134, 1151, 1171, *1261, *1262, *1295, *1349, 1351, 1360, 1365, *1368, *1379, 1410.

BEARD, R. D.

Nos. 91, 118, 322, 382, *385, 437, *564, 595, 734, 740, 763, 875, 909, 917, 944, 952, 1016, 1052, 1053, 1066, 1116, 1145, 1164, *1167, *1168, 1171, 1276, 1365, 1392, 1410.

BLUE, DANIEL T., JR.

Nos. *65, 70, 91, *148, *149, 182, 183, 204, 217, 224, 242, *286, 297, 298, 319, 320, 322, 357, *406, 428, 468, 507, 530, 533, 534, *545, *546, *606, 653, 664, 680, 698, *699, *700, 799, *800, 805, *810, *838, *839, 853, 860, 863, 881, *884, *885, 897, 898, 899, 909, 921, 984, 1052, 1053, 1064, *1068, *1069, *1070, *1071, *1072, 1078, 1098, 1099, 1116, 1151, 1160, 1162, 1176, 1187, 1193, *1195, *1206, *1207, 1227, 1228, 1232, *1263, *1264, *1265, *1296, 1348, *1355, 1369, *1376, 1386, 1394, 1400, *1409, 1410.

BOWMAN, J. FRED

Nos. 91, 94, 137, 138, 171, 189, 240, 242, 264, 278, 289, 301, 314, 315, 322, 382, *431, 482, 485, 596, 597, 598, 599, 600, 666, 667, 687, 696, 705, 734, 743, 780, 804, *806, 828, *849, 899, 909, 917, 1002, 1052, 1053, 1066, 1090, 1098, 1116, 1145, 1158, 1171, 1180, 1200, 1236, 1249, 1302, *1312, 1315, 1389, 1390, 1404, 1410.

BOYD, WILLIAM T.

Nos. 41, 61, 69, 236, 284, 295, 300, 304, 332, 340, 341, 375, 400, 441, 479, 520, 541, 542, 554, 664, 691, 705, 710, 727, 743, *781, 797, 809, *873, 878, 879, 880, 909, 917, 1042, *1056, *1057, 1116, *1144, 1171, 1197, 1203, 1410.

BRANNAN, GEORGE W.

Nos. 41, 61, 79, 91, *93, 94, 187, 236, 322, 378, 392, 437, 687, 719, *790, 860, 868, 897, 909, *1027, 1042, 1047, 1064, 1088, 1116, 1171, 1180, 1249, 1410.

BRAWLEY, C. ROBERT

Nos. 41, 61, 94, 117, 118, 187, 280, 332, 341, *417, 428, 437, 520, 521, 541, 542, 664, 710, 727, 743, 763, 909, 917, 1014, 1042, 1088, 1092, 1116, 1171, 1173, 1174, 1197, 1203, 1226, 1249, *1399, 1410, *1418.

BRINKLEY, L. M.

Nos. *29, 91, 94, 98, 99, *145, 158, 240, *349, 397, *416, 428, *451, *452, *453, *454, 457, 469, *472, 521, *570, 793, *811, 826, 830, 832, 869, 870, 871, 872, 881, 903, 909, 914, 917, *1011, *1012, *1013, 1014, 1025, 1116, 1145, 1167, 1171, 1182, 1196, 1200, 1203, 1315, 1386, 1397, 1410.

BROWN, JOHN W.

Nos. 41, 61, 88, 94, 117, *175, 187, 267, 289, 319, 320, 322, 325, 327, 332, 374, 388, 400, 439, 478, *504, 520, 541, 542, 664, 691, 710, *716, 727, 743, 781, 809, 819, 820, 870, 871, 872, 878, 879, 880, 881, 899, 903, 909, 917, 1014, 1025, 1042, 1076, 1088, 1092, 1116, 1151, 1158, 1173, 1174, 1188, 1203, 1217, 1218, 1224, 1226, 1271, 1410.

BRUBAKER, HAROLD J.

Nos. 60, *61, *69, 94, 123, *295, *441, *479, *506, 520, 541, 542, 664, 679, 687, 710, 743, 763, 781, 797, 798, 809, 819, 820, 826, 865, 870, 871, 872, 873, 881, 903, 909, 917, 1025, 1056, 1057, 1092, 1116, 1151, 1171, 1197, 1203, 1225, 1227, *1299, 1321, 1410.

BUCHANAN, CHARLES F.

Nos. 41, 59, 61, 63, 66, 67, 68, 69, 70, 71, 73, 74, 75, 77, 89, 92, 94, 95, 100, 105, 117, 118, 123, 129, 169, 171, 172, *173, 187, *189, 194, *220, 232, 236, 242, 246, 247, 248, 257, 264, 265, 289, 299, 322, 347, 363, 393, 397, 419, 428, 439, 441, 444, 520, 541, 542, 661, 664, 691, 710, 727, 743, 809, 819, 820, 826, 870, 871, 872, 881, 899, 903, 909, 917, 952, 955, 1014, 1020, 1022, 1025, 1042, 1065, 1071, 1092, 1116, 1142, 1143, 1158, 1162, 1164, 1171, 1174, 1184, 1196, 1203, 1224, 1300, 1307, 1312, 1332, 1410.

BUMGARDNER, DAVID W., JR.

Nos. 9, *10, *25, *90, 91, 94, *131, *199, 236, 240, *255, 258, *272, *317, *329, *330, 344, 378, 575, *593, 664, *695, *703, *704, 809, 909, 917, 1015, *1041, 1042, 1064, 1079, 1116, *1139, 1171, 1196, 1203, *1402, 1410.

CHALK, RICHARD E., JR.

Nos. 15, 17, 18, 27, 31, 32, 37, 38, 39, 41, 69, 71, 81, 123, 189, 236, 249, 316, 322, 332, 367, 368, 374, 375, 392, 520, 541, 542, 554, 575, 651, 688, 696, 710, 719, 727, 743, 809, 909, 917, 955, *975, 1054, 1092, 1116, 1162, 1171, 1173, 1174, 1203, 1410.

CHAPIN, HOWARD B.

Nos. 61, 91, 94, 98, *99, 119, *158, *159, 185, 236, *239, 240, 301, 322, *380, *387, *432, *681, 696, 719, 729, 743, *832, 909, 914, 917, 944, 1016, 1064, 1116, 1134, 1171, 1180, 1182, 1196, *1200, 1203, 1227, 1315.

CHURCH, JOHN T.

Nos. 2, 10, 88, 91, 94, 156, 158, 187, 222, 236, 240, 301, 322, 344, 397, 437, *443, 473, 530, 607, 608, 675, 682, 696, 719, 743, 818, 865, 870, 871, 872, 881, 897, 903, 909, 995, 1014, 1024, 1025, 1042, 1087, 1116, 1148, 1151, *1175, *1351, *1352, *1359, 1410.

CLARK, WILLIAM E.

Nos. *160, *161, *162, *163, *164, *165, *176, 240, *245, *377, 385, *422, 428, *755, *756, *757, *758, *759, *760, *761, *783, *784, *785, *786, *787, *788, *900, *901, *908, 909, *938, *939, 1116, 1162, 1176, *1202, 1227, 1238, 1365, *1367, *1392, 1410.

COCHRANE, BETSY L.

Nos. 6, 7, 41, 61, 69, *80, 94, 99, 100, 139, 187, 284, 301, 332, 340, 341, 374, 375, *429, 437, *461, 516, 518, 519, *520, 541, 542, 638, 644, 645, 664, *683, 691, 705, 710, 727, 743, *797, 809, 835, 865, 896, 909, 917, 1087, 1092, 1151, 1171, 1174, 1197, 1203, 1249, 1311, 1410.

COLE, JAMES M.

Nos. 41, 61, 117, 118, 123, *202, 250, 382, 464, 465, 470, 484, 520, 541, 542, *584, 626, 641, 642, 664, 710, 719, 727, 740, 741, 743, 809, 819, 820, 896, 909, 917, 950, 1016, 1042, 1076, 1092, 1116, 1171, 1174, 1197, 1203, 1249, 1271, *1306, *1307, 1410.

COLTON, MARIE W.

Nos. *21, *22, *23, 37, 38, 39, 40, *42, 43, 44, 45, 46, 61, 91, 94, *125, 128, *174, *192, 195, 196, *209, 240, 254, *287, 294, 301, 322, 323, 324, 332, 341, 357, *362, 378, 389, 442, *458, 500, 501, 502, 638, *640, 655, 680, *693, 696, *709, 719, 743, 775, 809, 816, *817, 860, *861, 896, 899, 909, 910, 914, *922, *923, *924, *956, *957, *958, *959, *960, 1030, *1040, 1042, 1047, 1048, 1049, 1050, 1051, 1064, 1098, 1099, 1116, 1124, *1134, 1140, 1151, 1158, 1164, 1174, 1176, *1181, 1185, 1227, 1249, 1253, 1254, 1255, *1258, 1307, 1322, *1340, *1342, 1345, 1355, *1372, 1410.

CRAVEN, JAMES M.

Nos. 61, 62, 88, 117, *200, *201, 236, *325, 332, *333, 341, *375, 405, 520, 542, *543, *544, *629, 664, 691, 692, 710, 727, 743, 776, 777, 779, 809, *835, 867, 909, 917, 1014, 1042, 1087, 1088, 1092, 1116, 1173, 1174, 1197, 1203, 1224, 1226, *1233, *1234, 1249, 1311, 1410.

CRAWFORD, JAMES W., JR.

Nos. 2, 61, 88, 91, *156, 187, 190, 288, 301, 307, 318, 345, 357, 397, 437, 443, *473, 607, 608, *623, 675, 682, 719, 743, *789, 818, 873, 897, 909, 914, 917, *994, 1014, *1022, *1024, 1042, 1064, 1079, 1088, 1098, 1099, 1116, 1134, 1171, 1175, 1203, 1298, 1311, 1410.

CRAWFORD, NARVEL J.

Nos. 41, 61, 70, 91, 94, 128, 174, 189, 192, 209, 240, 242, 254, 262, 287, *288, 294, *307, *318, 322, 323, 324, *345, 347, 356, *357, 362, 374, 378, 389, 442, 458, 490, 491, 492, 493, 494, 495, 496, 497, 498, 500, 501, 502, 530, 554, 640, 655, 680, 696, 702, 705, 709, 743, 762, 775, 817, 819, 820, 860, 861, *865, *909, 910, 914, 921, 922, 923, 924, 944, 956, 1016, 1040, *1042, *1043, 1047, 1048, 1049, 1050, 1051, 1056, *1116, 1124, 1134, 1140, 1174, 1176, 1181, 1185, 1203, 1253, 1254, 1255, 1302, 1311, 1345, 1348, 1372, *1410.

CREECY, C. MELVIN

Nos. 91, 94, 183, *233, 322, 356, 397, 428, *457, 527, 687, 734, 819, 820, 870, 871, 872, 881, 903, 909, 1014, 1025, 1064, 1116, 1151, 1162, 1171, 1315, 1316, 1386, 1410.

CROMER, CHARLES L.

Nos. 41, 69, 80, 85, 86, 93, 94, 100, 117, 123, 124, 125, *291, *363, 367, *374, *388, 429, 461, 515, 516, *518, *519, 520, 528, 533, 541, 542, 644, 645, 646, 664, 683, 705, 710, 727, 743, 798, 809, 819, 820, 909, 955, 1116, 1171, 1174, 1176, 1197, 1202, 1203, 1227, 1308, 1311, 1410.

DAWKINS, DONALD M.

Nos. 91, 94, 240, 304, 319, 320, 322, 378, 530, 664, 686, 687, 743, 805, 826, 899, 909, 917, 928, 1042, 1064, *1104, *1105, *1106, *1107, 1116, *1119, *1120, 1151, 1167, 1171, 1174, 1196, 1203, 1227, 1249, 1311, 1410.

DECKER, MICHAEL P.

Nos. 18, 27, 41, 61, 69, 71, 77, 123, *126, 189, 236, 289, 316, 367, 374, 375, 388, 400, 405, 520, 541, 542, 638, 664, 710, 727, *779, 798, 809, 909, 917, 918, 928, *1015, 1042, 1054, 1056, 1066, 1092, 1116, 1145, 1171, *1173, *1174, *1186, 1197, 1198, 1199, 1203, *1224, *1225, *1226, 1271, 1317, 1410.

DEVANE, DANIEL H.

Nos. 41, 61, 91, 98, 99, 133, 158, 185, 186, 187, 210, *231, 240, *262, *263, 304, 319, 320, 322, 347, *394, 396, 397, *398, 445, *524, *525, *526, 528, 529, 554, 649, *674, 718, 719, 743, 776, 777, *824, *825, 839, 851, 865, 873, 886, 909, 917, 921, 928, 930, 944, 952, 999, 1016, 1052, 1053, 1056, 1088, 1090, 1091, 1092, 1093, 1094, 1116, 1151, 1167, 1171, 1196, 1203, 1241, 1283, 1287, *1301, 1303, 1304, 1315, 1316, *1320, 1365, *1387, 1410.

DIAMONT, DAVID H.

Nos. 41, 91, 141, 196, 242, 250, 282, 322, 437, *464, *465, *468, *470, *484, 626, *641, *642, 664, 705, *741, 743, *764, 797, 885, 909, *945, *946, *954, 978, *1003, *1004, 1053, 1064, 1066, 1098, 1099, 1116, *1141, 1171, 1176, 1196, 1203, 1249, 1257, 1302, 1307, *1373, *1394.

DUNCAN, ANNE Q.

Nos. 41, 61, 69, 71, 78, 100, 110, *172, 180, 187, 236, 257, 279, 369, 375, 391, 436, 520, 541, 542, 664, 727, 809, 896, 909, 1016, 1068, 1116, 1171, 1174, 1197, 1203, 1317, *1323, 1355, 1410.

EASTERLING, RUTH M.

Nos. 70, 91, 94, 242, 257, 281, 301, 383, 397, *399, 428, 467, 493, 494, 495, 496, 498, 509, 511, 512, 513, *514, *515, *516, *517, 537, *539, *547, *548, *549, *550, *551, *552, *553, *559, *566, *587, *604, 638, *685, 740, 743, 827, *904, 909, *915, 921, 944, 1016, 1116, 1151, 1174, 1177, 1202, 1220 *1245, *1246, *1270, *1309, 1315, 1316, *1326, *1350, 1386, *1403, 1405.

EDWARDS, C. R.

Nos. 20, 26, 31, 91, 94, 182, 183, 187, 188, 286, 288, *289, *290, 301, 319, 320, 322, 325, 341, 356, *382, 385, 396, 397, 399, 422, 428, *499, 527, 528, 638, 702, 719, 731, 732, 733, 734, 740, 743, *745, *853, *854, 873, 874, 883, 897, 902, 906, 907, 909, 917, 944, 952, 1001, 1016, 1042, 1052, 1053, 1116, 1164, 1167, 1171, 1176, 1192, 1200, 1203, 1276, 1307, 1365, 1392, 1410.

ENLOE, JEFF H., JR.

Nos. 61, 67, 89, 91, *116, 187, 236, 240, 242, *246, *247, 265, 294, 301, 322, 347, *381, *419, *430, *483, *486, *487, 521, 530, *567, *602, 696, *701, 719, *721, 743, *765, *780, 797, 870, 871, 872, 881, 899, 903, 909, 914, 944, *962, *963, *964, 1014, 1025, 1042, 1064, 1075, 1116, *1133, 1134, 1145, 1151, 1171, 1174, 1196, *1222, 1302,*1366, 1410.

ESPOSITO, THERESA H.

Nos. 41, 61, 78, 81, 100, 180, 187, 204, 375, 380, 391, *405, 436, 520, *541, *542, 664, 681, 691, 710, 727, 743, 797, 809, 878, 879, 880, 909, 917, 1048, 1056, 1057, 1116, 1151, 1171, 1174, 1197, 1203, 1311, 1410.

ETHERIDGE, BOBBY

Nos. *1, 19, 91, *135, *178, *208, 222, 268, 301, 322, 638, 680, 696, *706, 743, 776, 777, *876, *888, *897, 909, 1024, 1042, 1047, 1059, 1064, 1116, *1131, 1151, 1171, *1204, *1266, *1267, *1268, *1293, 1331, *1333, 1380, *1385, 1410.

ETHERIDGE, LARRY

Nos. 94, 99, 100, 117, 123, 183, 187, 236, 322, 382, 437, *480, 520, 541, 542, *586, 643, *673, 710, 727, 779, 870, 871, 872, 909, 921, *927, *928, 1116, 1160, 1161, 1162, 1171, 1174, 1198, 1203, 1224, 1226, *1317, *1318, 1386, 1410.

ETHRIDGE, BRUCE

Nos. 61, 72, 88, 91, 94, 139, 140, 141, 195, 196, 204, 240, *300, 319, 320, 321, 322, 342, 356, 378, 380, 530, *540, 554, *618, *619, 627, 664, *722, *773, *794, 873, 899, 909, 912, 914, 917, 921, 973, 1042, 1056, 1064, 1079, 1080, 1116, *1121, 1141, 1171, 1176, 1249, 1348, *1398, 1410.

EVANS, CHARLES D.

Nos. 61, 64, 70, 91, 94, 111, 112, 113, 114, 115, 124, *139, *140, *141, *152, *153, *155, 193, 195, 211, 212, 213, 214, 215, *216, *259, *260, *261, 287, 301, 308, *313, *335, 338, 347, *352, *353, *354, *361, *373, 380, 397, *474, *475, *476, *477, 521, 522, *531, *532, 664, *676, *677, *678, *679, 681, 697, 698, 719, 729, 743, *782, 814, 816, *866, 909, *914, *925, 943, 1014, 1047, 1048, 1059, 1060, *1061, *1062, *1063, 1064, 1076, 1091, 1096, 1098, 1099, 1116, 1134, 1145, 1174, 1176, 1182, 1200, 1201, *1227, 1249, *1282, *1283, 1294, 1307, *1321, *1329, *1401, 1410.

FITCH, MILTON F., JR.

Nos. 70, 91, 167, 176, 182, 183, 204, 232, 242, 289, 322, 340, 341, 347, 348, 368, 369, 372, 379, 382, 397, 401, 406, 413, 414, 427, 428, 435, 437, 480, 481, 482, 499, 527, 533, 545, 569, 585, 591, 592, 611, 636, 638, 643, 673, 687, 688, 696, 698, 800, 824, 825, 826, 832, 838, 839, 840, 853, 902, 907, 909, 921, 928, 952, 975, 1016, 1052, 1053, 1116, *1160, *1161, *1162, 1164, 1176, 1196, 1203, 1227, 1277, 1315, 1316, 1365, 1386, 1410.

FLETCHER, RAY C.

Nos. 9, 10, 61, 91, *144, 185, 186, 198, 222, 242, 294, 319, 320, 321, 347, *378, *424, *505, 530, *635, 680, 687, 719, 734, 743, 805, 828, 881, 909, *912, 917, 1042, 1064, *1077, 1109, 1116, 1121, 1151, 1171, 1311, 1348, 1361, 1410.

FOSTER, JO GRAHAM

Nos. 41, 61, 78, 91, *102, *103, *104, *106, *107, 185, *186, 240, 242, 257, 281, 282, 319, 320, 322, 383, 399, 428, 437, 493, 494, 495, 496, 498, 509, 530, 650, 664, 705, 740, 743, *750, 776, 777, 781, 797, 827, 896, 899, 909, 917, 920, 944, 1016, 1042, 1048, 1064, *1066, *1067, 1116, *1138, 1151, 1169, 1171, 1174, 1180, 1196, *1220, 1245, 1246, 1309, 1315, 1316, 1348, 1410.

FUSSELL, AARON E.

Nos. *35, *36, *47, *48, *53, *83, 91, 94, *184, 185, 186, 195, 217, 224, 264, 265, 282, *297, *298, 319, 320, 322, 397, 437, 507, *530, 653, 680, 734, 740, 743, 799, 860, 896, 897, 898, 899, 909, 921, 928, *984, 1016, 1042, 1064, 1083, 1084, 1116, 1158, 1171, 1187, 1196, 1293, 1317, *1348, 1365, 1369, *1375, 1410.

GARDNER, CHARLOTTE A.

Nos. 3, 7, 9, 10, 61, 117, 187, 222, 319, 320, 322, 382, 520, 542, 664, *705, 710, 743, 909, 917, 1038, 1056, 1057, 1066, 1092, 1116, 1151, 1171, 1174, *1180, 1197, 1203, 1271, 1410.

GIST, HERMAN C.

Nos. *71, 91, 183, 232, 240, 242, 316, 322, 356, 392, 428, 527, 651, *658, 664, 696, 743, 824, 825, 826, 832, 838, 839, 840, 853, 865, 909, 921, 944, 948, 1116, 1162, 1386, 1410.

GREENWOOD, GORDON H.

Nos. 61, 70, 91, 94, *128, 174, 192, 209, 240, 242, 264, 287, 289, 294, 301, *322, 323, 324, 357, 362, *389, 442, 458, 500, 501, *502, 640, 655, 680, 696, 709, 743, 764, *775, 817, 850, 860, 861, 896, 897, 899, 909, *910, 914, 922, 923, 924, 944, 956, 1016, 1040, 1042, 1047, 1048, 1049, 1050, 1051, 1064, 1098, 1099, 1116, *1124, 1134, 1140, 1151, 1158, 1181, 1185, 1253, 1254, 1255, 1293, *1302, 1311, *1345, 1372, 1410.

HACKNEY, JOE

Nos. *27, *28, 70, *85, *86, *87, 91, *195, *196, 228, 229, 245, *283, *284, 322, 356, 369, 434, *435, *591, *592, *636, 664, 690, 698, 719, *754, *795, *796, *860, 909, 937, 1042, 1098, 1099, 1116, 1151, 1162, 1164, 1176, *1213, *1214, 1227, 1238, 1249, 1341, 1348, 1355, *1356, *1357, *1393, 1410.

HALL, A. M.

Nos. 94, 240, 279, 369, 380, 560, 561, 562, 580, 581, 582, 583, 664, 687, 698, 719, 743, 751, 752, 776, 777, *813, 820, *851, 867, 909, 914, 917, 1045, 1046, 1116, 1121, 1174, 1176, 1193, 1203, 1227, *1248, 1252, 1285, 1286, *1344, 1410, *1417 *1419.

HALL, MARSHALL

Nos. 41, 61, 118, 123, 187, *250, 363, 374, 464, 465, 470, 484, 541, 542, *626, 641, 642, 664, 691, 710, 727, 741, 743, 809, 819, 820, 870, 871, 872, 881, 903, 909, 917, 954, 1014, 1025, 1042, 1092, 1116, 1151, 1171, 1197, 1203, 1307, 1311, 1373, 1410.

HASTY, JOHN CALVIN

Nos. *9, 61, 90, 91, 94, *133, *134, 231, 236, 240, 301, *304, 322, 379, 382, 394, 396, 397, 407, 408, 409, 411, 471, *488, 525, 526, 529, *595, 638, 664, 719, 740, *763, 805, 824, 825, 835, 850, 851, 865, *875, 905, 909, 917, 944, 952, 1016, 1042, 1052, 1053, 1064, 1091, 1116, 1167, 1171, 1196, 1203, 1241, *1289, 1314, 1321, 1365, 1380, 1400, 1410.

HAUSER, C. B.

Nos. 7, 20, 21, 22, 23, 26, 31, 37, 38, 40, 41, 56, 61, *78, 81, 91, 102, 110, 118, 169, 172, 183, 189, *204, 232, 242, 264, 284, 289, 301, 322, 332, 336, 337, *356, 368, 382, 384, 397, 428, 437, 439, *489, 499, 527, 528, 565, 577, 611, 699, 700, 734, 740, 743, 768, 773, 776, 777, 792, 800, *808, 853, 909, 921, 928, 1039, 1042, 1053, 1064, 1068, *1080, 1082, 1083, 1084, 1116, 1158, 1162, 1171, 1315, 1345, 1348, 1355, 1365, 1386, 1410.

HEGE, JOE H., JR.

Nos. 80, 375, 429, 518, 519, 520, 541, 542, 543, *644, *645, *646, 664, 683, 691, 710, 727, 743, *798, 809, 819, 820, 909, 917, 1016, 1092, 1116, 1151, 1171, 1197, 1203, 1227, 1234, 1271, 1305, *1308, 1311, *1332, 1410.

HIGHTOWER, FOYLE, JR.

Nos. *41, 61, 70, 91, *206, 265, 268, 317, 347, 471, 638, *686, *687, *688, 719, 743, *767, 810, 881, 909, 917, 921, *1109, *1110, *1111, *1112, 1116, 1151, 1174, 1276, 1311, 1314, 1410.

HOLMES, GEORGE M.

Nos. 41, 61, 175, 236, *267, 374, 375, 397, *439, *478, 504, 520, 542, 664, 691, 710, 716, 727, 743, 763, 781, 797, 809, 820, 826, 873, 896, 909, 1042, 1116, 1171, 1203, *1217, *1218, 1305, 1311, 1410.

HOLROYD, W. CASPER

Nos. 90, 91, 94, 184, 217, 224, *282, 287, 297, 298, 322, *455, 507, 530, 638, 653, *670, 680, 719, 743, *770, 799, 860, *898, 899, 909, 917, *926, *949, *950, 984, *1017, *1018, *1019, *1020, *1021, *1023, 1064, 1116, 1158, 1171, 1187, 1203, *1211, *1212, 1232, 1348, *1369, *1405, 1410.

HOLT, BERTHA M.

Nos. 91, *136, 137, 138, *171, *194, 195, 240, *276, 278, 287, 301, 314, 315, 322, 382, 431, 437, 481, 482, *485, 638, *804, 909, 914, *1002, 1052, 1053, 1116, 1134, *1149, 1151, 1158, 1162, 1164, 1176,*1236, 1249, 1351, *1404, 1410.

HUDSON, JOE R.

Nos. 9, 10, 61, 91, 134, 139, 140, 141, 155, 187, 222, 235, 236, 240, *241, 319, 320, 321, 322, 378, *462, *463, 488, 503, 537, 638, 664, 743, 763, *805, 809, 810, 826, *836, 870, 871, 872, *881, 903, *905, 906, 909, 914, *941, 1014, 1025, 1042, 1064, 1079, 1087, 1116, 1145, 1151, 1152, 1162, 1167, 1182, 1203, 1215, *1310, 1386, 1410.

HUFFMAN, DORIS R.

Nos. 204, 236, 319, 332, 437, 448, 520, 541, 542, 660, 664, 705, 727, 743, 798, 820, 909, 917, 1042, 1092, 1116, 1151, 1174, 1197, 1203, 1249, 1271, 1410.

HUGHES, JAMES F.

Nos. 61, 173, 220, 222, 236, 299, 322, *393, 520, *661, 664, 710, 727, 743, 776, 777, 779, 909, 917, 1092, 1116, *1142, *1143, 1171, *1184, 1196, 1197, 1203, 1410.

HUNT, JACK

Nos. *26, 91, *191, 294, 301, *305, 322, *343, *344, 357, 399, 437, *508, 538, *707, 877, 909, 914, 1042, *1101, 1116, 1151, *1156, *1157, 1171, *1284, 1395, 1410, *1413, *1424.

HUNTER, ROBERT C.

Nos. 10, 70, 91, 98, 99, 222, 240, *244, *251, *268, 294, *309, 322, *351, 369, 437, *533, *534, *535, 545, 680, 696, *698, 719, 776, 777, 814, *816, 832, 839, 850, *864, 909, 914, 944, 1042, 1047, *1075, 1116, 1134, 1145, 1167, 1176, 1182, *1205, *1360, *1361, 1410.

HURST, GERALD B.

Nos. 11, 30, 41, 61, 94, 321, 325, *342, 380, 520, 541, 542, 594, 618, *627, *628, 664, 671, 672, 681, 687, 722, 727, 743, 776, 777, 794, 798, 809, 819, 820, 826, 909, 955, 1092, 1116, 1171, 1174, 1197, 1203, *1327, 1410.

JAMES, VERNON G.

Nos. 64, 91, 94, 152, 153, 187, *211, *212, *213, *214, *215, 236, 259, *277, 281, 313, 322, 335, *336, *337, *338, 352, 353, 354, 361, 373, 380, 397, 437, 474, 477, 481, 482, *521, 531, 532, *576, *577, *616, *617, 664, 676, 677, 678, 681, *697, 743, 781, 782, 797, 824, *870, *871, *872, 881, 903, 909, 914, 928, *943, *1014, 1025, *1076, *1113, 1116, 1134, 1151, 1152, 1153, 1154, 1171, *1215, 1401, 1410.

JERALDS, LUTHER R.

Nos. 20, 26, 30, 31, 41, 91, 182, 183, *188, 189, *197, 222, 240, 242, *274, *275, 286, 289, 290, 301, 302, 303, 322, 325, 385, 422, 428, 490, 491, 492, 493, 494, 495, 496, 497, 498, 527, 728, *731, *732, *733, 740, 744, 745, 853, 854, 909, 944, *952, 1052, 1053, 1116, *1117, 1162, 1164, 1167, 1171, 1176, *1192,

1193, 1241, 1249, 1275, 1276, 1277, 1302, 1315, 1316, 1348, 1365, 1392, 1410.

JONES, WALTER B., JR.

Nos. 21, 22, 23, 29, 37, 38, 39, 40, *43, *44, *45, *46, 91, *94, *96, 98, 122, 125, *127, 187, 210, 218, 222, 240, 242, 256, 277, 281, *285, 301, 322, *326, 332, 340, 341, 366, 380, *395, 397, 399, 469, 490, 491, 492, 493, 494, 495, 496, 497, 498, 523, 575,*638, 664, 717, *719, 740, 743, 762, 793, *821, 830, 831, 851, 869, *894, 899, 909, 913, 917, 944, 975, 978, 1016, 1052, 1053, 1056, 1062, 1064, 1116, *1136, 1145, 1171, 1174, 1182, 1203, *1274, 1307, 1348, 1365, 1397, 1410.

JUSTUS, LARRY T.

Nos. 61, 66, 71, 95, 100, *157, 180, 187, 189, 236, 317, 318, 322, 325, 428, 520, 541, 542, 689, 710, 727, 743, 809, *819, *820, 826, 878, 879, 896, 909, 917, 928, 1015, 1020, 1022, 1042, 1065, 1071, 1116, 1151, 1171, 1174, 1197, 1203, 1234, 1253, 1254, 1255, 1284, 1300, 1305, 1307, 1308, 1309, *1311, 1312, 1317, 1327, 1332, 1335, 1410.

KEESEE-FORRESTER, MARGARET

Nos. 21, 22, 23, *37, *38, *39, *40, 41, 42, 43, 44, 45, 46, 61, 69, 71, 90, 94, 125, *168, 194, 204, 242, *316, 322, 325, *332, *340, *341, 356, 375, 491, 492, 493, 494, 495, 496, 497, 498, 520, 530, 541, 542, *601, 638, *651, 658, 664, 705, 710, 719, 727, 743, 781, 797, 809, 819, 820, 896, 909, 1042, 1076, 1092, 1116, *1050, 1163, 1171, 1174, 1176, 1197, 1203, 1249, *1278, 1307, 1410.

KENNEDY, ANNIE BROWN

Nos. 41, 61, 91, 94, 169, 172, 182, 204, 301, 322, 356, *384, 397, 399, 428, 489, 527, 530, *565, 611, 640, 664, 680, 734, 738, 743, 768, 865, 885, 897, 909, *921, 1016, 1047, 1052, 1053, 1068, 1080, *1082, *1083, *1084, 1116, 1151, 1176, 1345, 1348, 1355, 1386, 1410.

LANCASTER, H. MARTIN

Nos. 2, 4, 10, 52, 61, *76, *77, 91, 94, 98, 99, *109, *130, *182, 210, *237, *238, 240, *271, 287, 302, 303, *308, 325, 346, *367, *368, 397, *413, *414, *415, *425, *426, *427, 428, *438, *466, *589, *590, *639, 647, 649, 664, 680, 698, *708, 719, 734, 743, *749, *807, 809, *814, 816, *840, 865, 894, 909, 914, *929, *930, *931, *932, *933, *934, 944, 975, 1016, 1027, *1029, *1030, *1031, *1032 *1033, 1042, 1051, *1073, *1074, 1082, 1083, 1084, 1091, 1093, 1095, 1096, *1098, *1099, 1116, 1151, 1160, 1161, 1164, 1167, *1170, 1171, 1176, 1177, 1182, 1201, *1223, 1227, 1238, *1294, 1304, 1407, 1410.

LIGON, BRADFORD V.

Nos. 3, 7, 9, 10, 41, 61, 69, 73, 75, 117, 123, 236, 248, 374, 388, 400, 437, 520, 541, 542, 664, 691, 710, 743, 776, 777, 779, 819, 820, 826, 909, 917, 1056, 1092, 1116, 1158, 1171, 1174, 1180, 1196, 1197, 1203, 1224, 1311, 1317, 1410.

LILLEY, DANIEL T.

Nos. *3, *4, *5, *6, *7, *8, 12, 13, *14, *15, *16, *17, *18, *30, *31, *32, 33, 34, *49, *50, *51, 55, 61, *73, *74, *75, 91, 96, *108, 139, 140, 141, *142, 154, 155, *166, *187, 236, 240, *249, 277, *279, *306, 321, 322, *339, 344, *355, 379, *390, 397, *418, 437, 554, 575, *637, *702, *730, *742, 743, *769, *771, 781, *801, *818, 822, 826, 870, 871, 872, 881, *883, 903, 909, 917, 928, 942, 944, *953, *961, 1014, 1016, 1025, 1042, 1053, 1114, 1116, 1145, 1151, 1167, 1171, 1174, 1182, 1196, 1203, *1208, *1269, 1294, *1300, 1314, *1339, 1351,*1388, 1395, 1410, 1420.

LINEBERRY, ALBERT S.

Nos. 91, 94, 187, *219, 222, 236, 240, 301, 306, 316, 319, 322, 397, 554, 651, 658, *696, 727, 743, 792, 832, *859, 860, 899, 909, 917, *935, 944,*948, 1016, 1042, 1064, 1079, 1116, 1145, 1163, 1182, 1200, 1203, 1315, 1410.

LOCKS, SIDNEY A.

Nos. 4, 6, 7, 8, 9, 12, 13, 14, 15, 16, 17, 18, 20, 30, 31, 32, 41, 49, 50, 51, 55, 61, 73, 74, 75, 91, 94, 118, 133, 182, 183, 231, 240, 242, 289, 304, 322, 348, 356, 379, 382, 394, 396, 397, 399, 407, 408, 409, 411, 428, 525, 526, *527, *528, *529, 638, 719, 726, 740, *744, 763, 776, 777, 851, 853, 873, 875, 883, 884, 885, 899, 909, 917, 921, 944, 952, 959, 960, 962, 963, 964, 965, 966, 986, 994, 1016, 1042, *1052, *1053, 1054, 1064, 1088, 1091, 1093, 1094, *1103, 1116, 1162, 1203, 1236, *1241, *1281, 1303, 1314, 1348, *1365, 1386, *1396, *1400, 1410.

LUTZ, EDITH L.

Nos. 41, 70, *89, 91, 94, 118, 179, 187, 222, 240, 277, *281, 294, 305, 322, 374, 437, 521, 538, 638, 664, 719, *734, 743, 870, 871, 872, 877, 881, *903, 909, 917, 1025, 1042, 1064, 1066, 1076, *1115, 1116, 1134, *1151, 1158, 1169, 1171, 1174, 1196, 1203, 1215, 1395, 1410.

MAVRETIC, JOSEPHUS L.

Nos. 4, 6, 7, 8, *12, *13, 14, 15, 16, 17, 18, *20, 30, 31, 32, 49, 50, 51, *55, *56, *57, *58, 70, 73, 74, 75, *82, 87, 88, 91, 94, 99, *122, *190, 198, 205, 236, 244, 258, *273, *292, *293, 301, 308, *365, *369, 380, *433, 540, 595, 664, 687, 696, *711, *712, *713, *714, *715, 719, 726, 743, 762, 763, *776, *777, 909, 914, 917, *990, *991, *992, *993, *1034, *1035, 1047, 1064, 1116, 1134, 1162, 1178, 1227, 1249, *1287, *1314, *1328, 1380, *1384, 1410.

McALISTER, ROBERT LEE

Nos. 91, 94, *137, *138, 171, 236, *240, 242, 265, *278, 314, 315, 322, 347, 382, 397, *407, *408, *409, *410, *411, 431, 482, 485, *490, *491, *492, *493, *494, *495, *496, *497, *498, 595, *596, *597, *598, *599, *600, 664, 666, 667, 680, 687, 688, 696, 804, 832, 849, *850, 870, 871, 872, 881, 899, 903, 909, 917, 1014, 1016, *1028, 1042, 1116, *1130, 1134, 1151, 1196, 1236, 1249, *1347, 1404, 1410.

McDOWELL, TIMOTHY H.

Nos. 91, 94, 137, 138, 171, 278, 301, *314, *315, 322, *331, 382, *403, 406, 428, 431, 468, *481, *482, 485, 596, 597, 598, 599, 600, 664, *666, *667, 680, 804, 909, 917, *997, *998, 1116, 1176, *1216, 1236, 1249, *1389, *1390, 1404, 1410.

McLAUGHLIN, JOHN B.

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H 1353 (Approp.)..... 562.
CAROLINA DOGWOOD FESTIVAL FUNDS
H 720 (Approp.)..... 250.
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H 1138 (Approp.) (Incl. in Ch. 778)..... 414.
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H 1124 (Approp.)) (Incl. in Ch. 778)..... 412.
CARTERET FAMILY PLANNING FUNDS
H 1382 (Approp.) (Incl. in Ch. 778)..... 639.
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H 1336 (Approp.) (Incl. in Ch. 778)..... 462.

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H 339 (Approp.) (Incl. in Ch. 778) ..... 144.
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H 702 (Approp.) ..... 233, 524.
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H 450 (Approp.) ..... 188.
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H 962 (Approp.) (Incl. in Ch. 778) ..... 379.
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H 1360 (Approp.) ..... 579.
CHICAMACOMICO STATION FUNDS
H 353 (Approp.) (Incl. in Ch. 778) ..... 155.
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H 45 (Approp.) (Id. S 12) ..... 37.
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H 42 (Children & Youth) (Id. S 11) ..... 37, 406.
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H 354 (Approp.) ..... 155.
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H 721 (Approp.) (Incl. in Ch. 778) ..... 250.
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H 716 (Approp.) ..... 249.
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H 943 (Approp.) ..... 372.
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H 1006 (Approp.) ..... 390.
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H 856 (Approp.) ..... 332.
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H 1356 (Approp.) ..... 570.
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H 699 (Approp.) ..... 233.
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H 1357 (Approp.) ..... 570.
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H 1165 (Approp.) ..... 417.
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H 1114 (Approp.) (Incl. in Ch. 778) (Id. S 566) ..... 411.
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H 738 (Approp.) (Id. S 404) ..... 261.

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H 1279 (Approp.).....445, 681.
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H 854 (Approp.).....332.
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H 212 (Approp.).....89.
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H 361 (Approp.).....156.
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H 827 (Approp.) (Incl. in Ch. 778).....322.
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H 461 (Approp.).....189.
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H 22 (Children & Youth) (Id. S 26).....33.
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H 1107 (Approp.).....410.
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H 1229 (Approp.).....440.
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H 1230 (Approp.).....440.
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H 1231 (Approp.).....440.
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H 944 (Approp.).....372.
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H 826 (Approp.).....322.
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H 734 (Approp.) (Id. S 401).....260, 303.
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H 210 (Approp.).....89.
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H 1350 (Approp.) (Incl. in Ch. 778).....551.
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H 1220 (Approp.) (Incl. in Ch. 778).....433.
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H 1364 (Approp.) (Id. S 800).....579.
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H 859 (Approp.).....333, 386.
EASTERN REGION DETOX SERVICES FUNDS
H 321 (Approp.).....134, 517.
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H 166 (Approp.).....75.
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H 782 (Approp.) (Incl. in Ch. 778).....293.
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H 991 (Approp.) (Incl. in Ch. 778).....382.
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H 82 (Approp.).....47.
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H 1401 (Approp.) (Id. S 834)..... 706.
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H 1189 (Approp.)..... 429.
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H 929 (Approp.) (Incl. in Ch. 792)..... 370.
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H 1020 (Approp.) (Incl. in Ch. 778)..... 391.
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H 998 (Approp.)..... 389.
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H 731 (Approp.)..... 260.
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H 733 (Approp.)..... 260.
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H 262 (Approp.)..... 106, 598.
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H 263 (Approp.)..... 106, 598.
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H 329 (Approp.)..... 140, 598.
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H 808 (Approp.) (Id. S 214)..... 306.
FOSTER CARE BOARD RATES INCREASED
H 885 (Approp.) (Id. S 585)..... 351.
GALLERY THEATRE FUNDS
H 1011 (Approp.) (Incl. in Ch. 778)..... 390.
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H 1378 (Approp.) (Incl. in Ch. 778)..... 630.
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H 131 (Approp.)..... 67.
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H 199 (Approp.) (Incl. in Ch. 778)..... 85.
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H 522 (Approp.)..... 202.
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H 706 (Approp.) (Id. S 252)..... 242.
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H 486 (Approp.) (Incl. in Ch. 778)..... 197.
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H 218 (Approp.) (Id. S 61)..... 91.
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H 793 (Approp.) (Id. S 482)..... 294.
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H 219 (Approp.)..... 93.
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H 1370 (Approp.) (Incl. in Ch. 778)..... 611.
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H 1120 (Approp.)..... 412.

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HAWKINS BROWN HISTORIC SITE FUNDS
H 728 (Approp.) (Id. S 407)..... 260.
HAYWOOD SCHOOL FINANCE PROGRAM FUNDS
H 748 (Approp.)..... 270.
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H 1349 (Approp.)..... 540.
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H 1187 (Approp.)..... 429.
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H 198 (Approp.)..... 85.
HENDERSON FORESTRY HEADQUARTERS FUNDS
H 157 (Approp.)..... 73.
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H 1175 (Approp.) (Incl. in Ch. 778)..... 418.
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H 448 (Approp.)..... 182.
HIGHLANDS PUBLIC LIBRARY FUNDS
H 964 (Approp.) (Incl. in Ch. 778)..... 379.
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H 1342 (Approp.) (Id. S 763)..... 487, 777.
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H 1133 (Approp.)..... 413.
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H 452 (Approp.)..... 188.
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H 453 (Approp.)..... 188, 231.
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H 287 (Approp.) (Id. S 130)..... 124, 207.
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H 1400 (Approp.)..... 695.
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H 1372 (Approp.) (Incl. in Ch. 778)..... 611.
HOOKERTON RESCUE SQUAD FUNDS
H 831 (Approp.) (Id. S 434)..... 322.
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H 213 (Approp.)..... 89, 309, 808.
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H 811 (Approp.) (Incl. in Ch. 778)..... 313, 386.
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H 1033 (Wildlife Resources)..... 393.
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H 1365 (Approp.)..... 599.
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H 1149 (Approp.)..... 415.
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H 875 (Approp.) (Incl. in Ch. 792) (Id. S 82)..... 350, 469.
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H 763 (Approp.) (Incl. in Ch. 792)..... 272, 638.

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IREDELL FIRE DEPARTMENT FUNDS
H 280 (Approp.)..... 117.
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H 290 (Approp.)..... 125.
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H 790 (Approp.)..... 294.
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H 1341 (Approp.) (Id. S 768)..... 479.
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H 775 (Approp.)..... 283.
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H 70 (Approp.) (Incl. in Ch. 792)..... 44.
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H 391 (Approp.)..... 168.
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H 451 (Approp.)..... 188.
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H 355 (Approp.) (Incl. in Ch. 778)..... 155.
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H 1388 (Approp.) (Incl. in Ch. 778)..... 639.
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H 1259 (Approp.)..... 443.
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H 877 (Approp.)..... 350.
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H 1399 (Approp.)..... 682.
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H 411 (Approp.)..... 175.
LATHAM HOUSE FUNDS
H 474 (Approp.) (Incl. in Ch. 778).....190, 469.
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H 98 (Approp.).....54, 693.
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H 1023 (Approp.)..... 392.
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H 843 (Approp.)..... 331.
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H 1142 (Approp.)..... 414.
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H 689 (Approp.)..... 232.
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H 1247 (Approp.).....442, 940.
LIFE EXPERIENCES, INC. FUNDS
H 1369 (Approp.)..... 600.
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H 741 (Approp.)..... 261.
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H 197 (Approp.) (Id. S 70).....85, 123.

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H 282 (Approp.)....117, 654.
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H 487 (Approp.) (Incl. in Ch. 778)....197.
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H 1013 (Approp.) (Id. S 572)....390.
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H 1316 (Approp.)....450.
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H 1180 (Approp.)....428.
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H 1095 (Mental Health)....409.
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H 1345 (Approp.) (Id. S 743)....496.
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H 481 (Unfav.)....197, 405.
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H 482 (Approp.)....197.
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H 341 (Children & Youth)....144.
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H 1112 (Approp.) (Incl. in Ch. 778)....411.
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H 864 (Approp.)....339.
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H 1298 (Approp.)....448.
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H 352 (Approp.)....155.
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H 401 (Approp.)....171.
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H 171 (Approp.)....75, 942.
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H 822 (Approp.)....314.
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H 62 (Approp.)....41.
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H 576 (Approp.) (Id. S 331)....212.
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H 122 (Approp.)....63, 102.
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H 1284 (Approp.) (Incl. in Ch. 778)....446.
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H 1193 (Approp.)....430.
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H 1211 (Approp.)....432, 519.
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H 1214 (Approp.)....432.

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H 899 (Approp.)..... 352.
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H 211 (Approp.)..... 89.
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H 313 (Approp.) (Incl. in Ch. 778)..... 129, 143.
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H 1381 (Approp.) (Incl. in Ch. 778)..... 639.
ORANGE STREET SCHOOL RESTORATION FUNDS
H 745 (Approp.) (Incl. in Ch. 778)..... 270.
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H 1376 (Approp.)..... 620.
PAMLICO FIRE TRAINING FUNDS
H 33 (Approp.) (Incl. in Ch. 778)..... 35.
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H 117 (Approp.) (Id. S 706)..... 62, 886.
PARK COMMUNICATION EQUIPMENT FUNDS
H 288 (Approp.) (Id. S 138)..... 124.
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H 357 (Approp.) (Id. S 186)..... 156.
PARKS LAND PURCHASE FUNDS
H 1042 (Approp.) (Id. S 617)..... 394.
PAROLE HEARING IN CONVICTION COUNTY
H 974 (Approp.)..... 380, 754.
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H 144 (Approp.)..... 69, 134, 142.
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H 338 (Approp.) (Incl. in Ch. 778)..... 141.
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H 1019 (Approp.)..... 391.
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H 1245 (Approp.)..... 442.
PIGEON RIVER BASIN WATER STUDY
H 1000 (Approp.)..... 389.
PITT COMMUNITY COLLEGE FUNDS
H 869 (Approp.) (Id. S 474)..... 345.
PITT FARMERS MARKET FUNDS
H 830 (Approp.) (Incl. in Ch. 778) (Id. S 483)..... 322.
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H 881 (Approp.)..... 350.
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H 921 (Approp.)..... 363.
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H 437 (Approp.)..... 181.
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H 1166 (Approp.)..... 417, 568.

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H 1394 (Approp.) (Id. S 819) ..... 659.
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H 103 (Approp.) ..... 55, 123.
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H 817 (Approp.) ..... 314.
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H 1348 (Approp.) (Id. S 787) ..... 527, 579.
RADIOACTIVE WASTE STUDY COMMISSION ESTABLISHED
H 1287 (Approp.) ..... 446, 825.
RED OAK COMMUNITY CENTER FUNDS
H 993 (Approp.) (Incl. in Ch. 778) ..... 382.
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H 983 (Approp.) ..... 381.
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H 750 (Approp.) (Incl. in Ch. 778) ..... 271.
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H 719 (Approp.) ..... 250, 694.
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H 1200 (Approp.) ..... 431.
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H 1377 (Approp.) ..... 630.
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H 468 (Approp.) (Id. S 261) ..... 190.
RETIRED STATE WORKER BENEFITS INCREASED
H 777 (Approp.) ..... 283, 599.
RHODODENDRON FESTIVAL FUNDS
H 220 (Approp.) ..... 95.
RICHMOND FOREST RESOURCES HEADQUARTERS FUNDS
H 1105 (Approp.) ..... 410.
RICHMOND HILL LAW SCHOOL FUNDS
H 1217 (Approp.) ..... 433.
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H 416 (Approp.) ..... 175.
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H 1366 (Approp.) (Incl. in Ch. 778) ..... 599.
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H 739 (Approp.) ..... 261.
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H 552 (Approp.) ..... 209.

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SALT WATER FISH LICENSE STUDY APPROVED
H 729 (Approp.)..... 260.
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H 1017 (Approp.)..... 391.
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H 844 (Approp.) (Id. S 253)..... 331, 519.
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H 950 (Approp.)..... 372, 503.
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H 276 (Approp.)..... 114.
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H 243 (Approp.)..... 101.
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H 1302 (Approp.) (Id. S 745)..... 448.
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H 1387 (Approp.)..... 639.
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H 948 (Approp.) (Incl. in Ch. 778)..... 372.
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H 1386 (Approp.)..... 648.
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H 1354 (Approp.)..... 562.
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H 1407 (Approp.)..... 757.
SOUTHEASTERN COMMUNITY COLLEGE FUNDS
H 1172 (Approp.) (Id. S 615)..... 418.
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H 851 (Approp.)..... 332.
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H 954 (Approp.)..... 373.
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H 1251 (Approp.) (Incl. in Ch. 778)..... 442.
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H 441 (Approp.)..... 182.
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H 1262 (Approp.)..... 444.
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H 685 (Approp.)..... 231.
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H 399 (Approp.) (Id. S 197)..... 169.
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H 732 (Approp.)..... 260.
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H 1030 (Approp.)..... 392.
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H 1363 (Approp.) (Id. S 801)..... 579.

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STATE CONTROLLER STUDY AUTHORIZED
H 1051 (Approp.) (Incl. in Ch. 792) (Id. S 637)..... 395.
STATE EMPLOYEE 28-YR RETIREMENT
H 740 (Pensions & Ret.) ..... 261.
STATE PARK ON LAKE JAMES FUNDS
H 1361 (Approp.) (Id. S 818)..... 579.
STATE PARKS/RECREATION AREAS COMMISSION
H 345 (Approp.) (Incl. in Ch. 792) (Id. S 172).....149, 777, 816.
STATE PAY MENTALLY RETARDED COSTS
H 378 (Approp.)..... 164, 303.
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H 1177 (Approp.)..... 418.
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H 1064 (Approp.) (Incl. in Ch. 790)..... 397.
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H 488 (Ch. 786) .....197, 387, 943, 944, 977, 988.
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H 994 (Approp.)..... 382.
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H 264 (Approp.)..... 107, 598.
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H 285 (Approp.) (Id. S 533)..... 121, 378.
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H 1256 (Approp.) (Id. S 724)..... 443.
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S 182 (Ch. 757)..... 900, 906, 913, 950, 965.
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H 1068 (Approp.)..... 397.
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H 205 (Approp.)..... 89, 139.
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H 293 (Approp.)..... 125, 598.
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H 1398 (Approp.)..... 671.
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H 1293 (Approp.) (Id. S 736)..... 447.
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H 104 (Approp.)..... 55, 607.

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H 717 (Approp.).....249, 517.
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H 872 (Approp.).....346.
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H 870 (Approp.).....346.
TOURISM PROMOTION FUNDS
H 914 (Approp.) (Id. S 415).....362.
TRI-COUNTY COMMUNITY COLLEGE FUNDS
H 701 (Approp.).....233.
TRI-COUNTY SENIOR CITIZENS FUNDS
H 942 (Approp.) (Incl. in Ch. 778) (Id. S 564).....372.
UMI CULTURAL CENTER FUNDS
H 923 (Approp.).....363.
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S 831 (Ch. 551).....779, 805.
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H 462 (Approp.).....189.
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H 463 (Approp.).....189.
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H 254 (Approp.) (Id. S 115).....105.
UNIVERSITY OF NORTH CAROLINA CAPITAL IMPROVEMENTS
APPROVED H 792 (Ch. 661).....294, 821, 822, 829, 896.
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H 1307 (Approp.).....449.
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H 675 (Approp.).....223.
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H 814 (Approp.).....313, 678.
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H 186 (Approp.) (Id. S 47).....80, 162, 207.
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H 319 (Approp.) (Id. S 144).....134, 207.
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H 984 (Approp.) (Id. S 570).....381.
WAKE TOWNS RECREATION FUNDS
H 1375 (Approp.).....620.
WATAUGA HISTORICAL INVENTORY FUNDS
H 1306 (Approp.).....448.
WATER RESOURCES PROGRAMS FUNDS
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APPENDIX

REGULAR SESSION 1985

APPENDIX

STATE OF THE STATE
ADDRESS TO THE NORTH CAROLINA GENERAL ASSEMBLY
IN JOINT SESSION BY GOVERNOR JAMES G. MARTIN

February 28, 1985

Mr. President, Mr. Speaker, members of the Senate, members of the House, members of the North Carolina Supreme Court, members of the Court of Appeals, members of the Council of State, members of my Cabinet, distinguished guests, my fellow North Carolinians:

Nearly eight weeks ago, on a cold Saturday morning, you honored me with your presence for my inauguration and kindly received my remarks at the time regarding the unity of our State. Today you have honored me again, with this opportunity to address this Joint Session on the State of the State, and to present my first biennial message.

In many respects, our State and its economy have shown strength and resilience. We continue to see improvements in retail sales, in wages relative to inflation, in productivity, in housing and other construction, in new investment and in overall optimism. At the same time, there are strategic weaknesses in many sectors. The strength of the U. S. dollar has generated a severe, chronic trade deficit, as cheaper imports flood American markets and our exports are priced out of the foreign markets. This threatens our vital textile and apparel manufacturing in North Carolina, as well as our tobacco stabilization program.

At a time when our economic development resources have been focused on recruiting new industries, especially in high technology and services, an effort I intend to continue, I have added a new commitment to emphasize also the need to sustain our existing traditional industries. I intend to be measured not only by the familiar yardstick of success at recruiting new investment, which is *relatively* easy and seems now destined to reach new heights, but also by the more difficult standard of how well we help sustain existing businesses. For that reason, I have established a new program under an Assistant Secretary of Commerce for Traditional Industries to coordinate our efforts to support these businesses that have been historically important to our job market.

It is for this reason also that my proposals to phase out the intangibles tax and inventory tax, and to replace any lost revenue for local governments, are so eminently justifiable. At the same time, our pattern of unemployment, which clearly correlates with rural border counties, is a compelling argument for eliminating these virtually unique, self-inflicting handicaps on North Carolina businesses and the jobs they provide. We are indeed fortunate that many profitable businesses can prosper in North Carolina; we are unfortunate that too many marginally profitable businesses cannot. When that investment goes elsewhere or goes under, it is our workers who pay a "hidden tax" of unemployment.

In past years, the majority of you favored efforts to repeal these taxes. It was never possible to do so before because the recommended budget proposed to spend all the accelerating revenue growth. With this Governor, that will not be a problem, because my budget for fiscal 1985-87 will not spend all the growth in revenues, reserving enough to give tax cuts to our people. The plan I submit to you fulfills my chosen obligation, endorsed

by the voters of this State by a larger total vote than any other North Carolina candidate has ever received, to use part of that healthy revenue growth for a tax cut, so that we give part of it back to the people.

My plan will include not only these two strategic anti-jobs taxes, beginning on January 1, 1986, six months earlier than my proposal of last October, but also the elimination of the 3% State sales tax on food and non-prescription medicine at the point of sale. My plan shows (in the "General Fund" attachment) that this is feasible not only for the 1985-87 biennium, but also for the following two years until the last stage of relieving the inventory tax is complete beginning January 1, 1988.

Today those three taxes extract $340 million a year, not to mention the corollary cost in lost jobs and buying power. If continued, by 1988 they would rise to almost $500 million. By adopting my schedule for phasing in these cuts, you can save our taxpayers the combined four-year total of almost $1.2 billion in reduced taxes. That will greatly improve their buying power and savings rate.

And it can be done, as I will show you, without cutting any existing programs, although because of a specific belief and commitment, I do propose to greatly reduce funding for abortions, by eliminating payments for elective abortions.

SALES TAX ON FOOD AND MEDICINE

I propose to eliminate only the 3% State tax on food and non-prescription medicines, without affecting the local sales tax on these items. The State 3% tax would cease to be collected for all food items purchased in retail grocery stores for home preparation. It would continue to be collected for restaurants, carry-outs, and ready-to-eat home deliveries, as well as some vending machines. Of the 46 states which have a sales tax, 28 exclude food from the sales tax, and two provide some relief from the food tax through a credit. Only 16 states tax food.

Other groups of citizens, merchants as well as consumers, have a legitimate interest to express as to how this tax relief on life's necessities can best be implemented.

Let me make clear that my essential goal is to relieve a tax burden of $178 million a year. How to do it is of secondary importance, but I would not dodge that issue. So I have told you how I would propose to do it: just stop collecting it, like dozens of other states.

INTANGIBLES TAX

Eliminating this irrevered "nuisance tax" will greatly boost the attractiveness of North Carolina to investors and retirees who have substantial assets. That will remedy a severe problem in that our State is now capital deficient. It will also deprive local governments of $87 million in 1987-88 which is remitted to them from the N. C. Department of Revenue (which actually collects the tax and deducts 6.5% for overhead).

To offset this lost source of revenue, I propose to distribute a like amount of money to the localities from excess State revenues. Each county would get a fixed share in 1985. The amount would increase each year at the same rate as the State sales tax (adjusted to prevent any penalty arising from the elimination of the food and medicine tax). Historically, the intangibles tax has increased at an average rate of 9.3%, while the sales tax has grown at a 9.3% rate. Other formulas were considered, but this one has the profound advantages that (A) no county or its municipalities will get **less** than each receives from its own prior share of the intangibles tax; and (B) the future will be as bright as before because of tying the replacement revenue to the growth of the sales tax.

The intangibles tax would not be reported or paid on assets for the 1986 tax year and thereafter. It would be collected for the last time in April, 1986, upon the 1985 tax return, and local governments would receive their share of that tax as in the past. The replacement would thus begin in mid-1987.

BUSINESS INVENTORY TAX

My proposal is to make a 50% rebate to businesses for the tax year beginning January 1, 1986, continuing in 1987 and then going to a 100% rebate on January 1, 1988. Those businesses having a tax liability for that or any subsequent year could elect a tax credit instead of a rebate and realize an earlier cash flow advantage.

With these tax cuts on schedule, revenues will continue to grow, but to the extent of 23% over the next four years instead of a 33% increase with no tax relief. Once again, the important thing to keep clearly in mind is that our objective is to cut those taxes.

BASE BUDGET

I propose funding at levels that will continue the present levels of service. In a few instances, present levels of service are possible at reduced cost, so those savings are incorporated as "Adjustments to Continuation Budget." For example, a reduced reimbursement allowed for use of one's personal automobile is appropriate in light of reduced fuel costs from the peak years for which current allowances are pegged.

ABORTION

I propose to continue limited State funding for abortions only for those cases involving rape or incest (promply reported), or where two medical opinions agree that continuing a pregnancy to term would endanger the life or physical health of the pregnant woman. Some view such limited exceptions as amounting to "self-defense." Other abortions of an elective nature would not be financed by State funds.

Otherwise, my budget allows for continuation of all existing government services and programs. During the course of the next year, my new administration will be examining existing programs to find areas for savings. We expect that my newly announced Efficiency Study Commission, chaired by Mr. Tom Storrs, will identify many improvements that we can implement administratively. Others will require legislation. You can be sure that I will want to share as many such ideas with you as quickly as I can.

This means, then, that my tax cut proposals will not necessitate any spending cuts in existing programs. To the extent any are proposed later, by you or me, on their own merits, that will certainly free up flexibility for some new spending or reserves, a rainy day fund or the like.

EXPANSION, NEW PROGRAMS AND PAY INCREASES

My tax cut proposals will still leave room for major improvements. Previously, I had indicated to you in my acceptance of your kind invitation to speak that my specific proposals for the expansion budget and compensation improvements would be presented to you just a few legislative days after the biennial address. Indeed, I have completed those recommendations and will be ready to share the itemized specifics with you on Monday.

Accordingly, I have indicated to the Speaker and President, the Speaker Pro Tem and the President Pro Tem, that I am prepared to appear before a joint session of the full

Appropriations Committee convening on next Monday evening at 6:30 o'clock in the House Appropriations Committee room. This would be a less formal situation suitable for our purposes in a location that can accommodate the attendance of all members. That will be an historic innovation for presenting to you and the people of North Carolina my specific recommendations for improvements.

These can be summarized at this time as providing expansions, compensation improvements and capital outlays totaling $519 million in 1985-86. For 1986-87, my proposal provides $760 million in improvements over this current year.

For the biennium, instead of spending the entire excess revenue, I propose $1.28 billion for program improvements, along with $328 million in combined tax cuts.

What that means is that, thanks to the same healthy revenue growth forecast which Governor Hunt presented to you in December, there is room to use most of it for improvements in State programs, and use a smaller part of it to cut taxes as I have proposed, and do that without having to cut any existing programs except the ones I have already identified.

It can be done. And it should be done.

Now, some have already raised the spector of possible federal budget cuts. If the Congress of the United States were somehow to enact a fiscally responsible federal budget and reduce the growth of federal spending, it would so strengthen our economy that we would have no great trouble financing those lost programs that we would agree on the need to keep as a State responsibility. It is simply not realistic to postpone our overdue tax cuts on the remote, hypothetical possibility that federal spending is going to be cut substantially.

The question before us is not really whether Congress might surprise us and cut spending. The question is whether we are going to take all of that revenue growth over the next four years and spend it all—or whether we are going to give a fourth of it back to our taxpayers.

Many of the so-called federal cuts are, in reality, just smaller increases than some would want. For example, what the National Governors' Association claims to be a 13% "cut" in Medicaid for North Carolina means in fact that we get only a 15% increase in place of a 28% increase!

Keep in mind that there are several significant factors that serve to protect my budget proposals that are not reflected in the numbers I've shown you. For one, there is the Efficiency Study with a potential saving upwards of $200 million, none of which is yet projected in my budget (nor should it be until we receive the specifics). If that achieves one-half of its potential, it will more than offset the federal cuts in State programs. For another, there is the likelihood that my strategic tax cuts will generate more investment, more jobs, more tax base and therefore a stronger budget balance. Nothing of this effect is reflected in my revenue projections, however, for they use the same cautious, static assumptions that predicted little economic growth in 1983-84 after President Reagan's tax cuts. You will be pleased to note that no mirrors have been used: no prior year reversions after 1985 and 86; and no non-recurring funds for recurring expenses.

But if you want a bigger cushion in the budget numbers for a specific "rainy day fund" greater than the annual balances I've shown, I will be happy to work with you to identify where cuts might be made in the Base Budget. This proposal reflects my belief that none are needed to accommodate the tax cuts.

OTHER LEGISLATIVE INITIATIVES

I am pleased to use part of this time to put before you a select number of other legislative initiatives for which I respectfully invite your consideration. You will recognize in them some ideas that many of you have championed in the past. My purpose is not to usurp your authorship, but to add my support along with modifications I believe are desirable.

EDUCATION

The greatest number of funding improvements in my budget over this current year, as well as the majority (60%) of the dollars budgeted for improvements, are for education. That is as it should be. Public schools especially represent the greatest area of need. These improvements will be documented in detail on Monday evening. Let me emphasize for now that I propose salary improvements for certified and non-certified personnel, a two-step reduction in class size for grades seven through nine, remedial summer school for third graders scoring poorly on the competency test, the Teacher Advancement Center at Western Carolina University, and microcomputer laboratories to completely establish your computer.

In addition, I wholeheartedly endorse the start-up of the Career Ladder pilot program to develop incentives for Better Pay for Better Teachers. Almost no one closely associated with this vitally important experiment is advocating that the results of only one year of pilot development should be promptly imposed statewide in 1986-87. The consensus, with which I agree, is that at least a second year and maybe a third will be needed to work out the organizational and preceptual difficulties of so profound a change. We must not force this prematurely if we want to build confidence both inside as well as outside the classroom. I therefore propose to fund it in 1986-87 at the level needed for the second year of a two-year pilot program for the initial sixteen (16) school systems. Without prejudging 1987-88, I have reserved an additional amount for that and the next year in the general reserve for Compensation Improvements the amount needed for full statewide implementation of the career ladder beginning in the fall of 1987.

In all, I project over the biennium $116 million in improvements for our public schools, with $75 million of that coming in the first year.

THE YEAR OF THE CHILD

One of the most gratifying developments in this Session is the emphasis which so many of you have given to the problems of the abused, abducted and victimized children. Many of you have highlighted this as the "Year of the Child." My wife, Dottie, has promoted family awareness of Child Safety practices. I hope that you will welcome me to this crusade. Accordingly, I am proclaiming that for North Carolina, 1985 is "The Year of the Child." (At this time the Governor presents a proclamation to the Lieutenant Governor and the Speaker.)

My administration, working with Dottie, Senator Hipps, Representatives Easterling, Keesee-Forrester, and others, has put together an eleven-part package of firm measures for dealing with the tragedy of abducted, lost, disappeared or otherwise missing children. That will be submitted to you as my **Missing Children Act of 1985.**

A companion bill, the **Child Protection Act of 1985,** proposes seven important steps to combat the exploitation and sexual or other physical abuse of our children. It also provides for videotaped testimony of children to be admitted as evidence in criminal trials, to at least minimize the further traumatization of victimized minors.

Together, these two bills will move North Carolina well into the forefront of states in responding to the modern horror of at least 50,000 American children disappearing every year without a trace and many thousands more brutalized and murdered.

You are to be commended for your progress in earlier years. Let's push ourselves to get all the basic protections in place this year.

Let me add that in my budget improvements I have proposed additional support for prevention of pregnancy, prenatal care and more adoption (and less abortion) as a plan for dealing with the problem of the unwanted pregnancy.

DOPE FAST

The rising tide of drug traffic assaults us almost daily as more and more families find themselves infected by this epidemic plague. It is widely recognized today as nothing less than a terrorist invasion of our very homeland, and it is time for us to declare war on those who seek to destroy us by psychochemical guerilla warfare.

I repeat my 1984 proposal for a Drug Observation, Prevention and Education (DOPE) Program to interdict the international supply routes, catch the dealers and their suppliers, and educate our young people to the horrible danger they face. We must work on both the supply and the demand. We must employ modern surveillance, including our most sophisticated military assets. We must double the number of undercover agents, as Attorney General Thornburg and I separately and jointly have proposed. And we must bring Families And School Together (FAST) in a community effort to rescue those who have begun a chemical dependency and to help others to avoid that first fateful step.

I will share with you briefly four more initiatives before closing this address.

OPEN MEETINGS

I am submitting to you legislation to tighten up certain exceptions to the Open Meetings Law and to provide for nullification of official actions taken in unlawfully closed meetings of public bodies. This legislation was inspired by, and tracks earlier proposals by, Senator Ballenger.

It is time for us to assure the people that (with few justifiable exceptions) **public business must be done in public.** Already we have demonstrated that the Council of State and the Advisory Budget Commission can function very well and meet their responsibilities with only a modest additional burden of time. If anything, members of these important bodies find greater reassurance that their views will be less misrepresented when they can speak for themselves rather than risking having an adversary characterize their participation after a secret session.

In a time of bipartisan government, both our rivalries and our collaborations deserve the public confidence and awareness of open meetings.

STATE PERSONNEL ACT AMENDMENT

I have previously announced my commitment to State employees to reduce the number of State jobs that are **exempt** from the protections of the State Personnel Act. In fact, my Senior Assistant for Personnel Policy has begun a review with all my Cabinet Secretaries of the 1,529 individually exempt positions. By law, those designations can be added or subtracted at the discretion of the Governor, provided notice is given. I intend to make substantial reductions in the number of such exempt positions, and deeply appreciate the forbearance of the General Assembly until that review is completed. Most understand and

agree with the absolute need for a new Governor to make key managerial changes, without which one cannot govern.

I submit to you a related measure, which I expect you will welcome and enact with suitable dispatch. I am proposing that for all other personnel, that the initial trial period until their rights are vested in the State Personnel Act be reduced from five (5) years to three (3) years. Democrats and Republicans and Independents alike, our new employees can understand a reasonable "apprenticeship," but reducing that to three (3) years and keeping it there will vastly reduce unnecessary political pressure. I believe that after a three-year vulnerability, they are entitled to full protection so that they can settle down to do their job with pride.

I am also particularly interested in the initiative introduced by Representatives Jones, Warren, Allran, and Anderson to put teeth into legislation to protect State employees from being coerced by their supervisors into making involuntary campaign contributions.

MERIT SELECTION OF JUDGES

It is becoming increasingly clear that many leaders in the legal profession are concerned about our process for selection and retention of judges in our State courts. Chief Justice Joseph Branch and I have proposed a plan which we believe deserves serious consideration. It would modify the plan established in Missouri, which would improve the Merit Selection and Retention of Judges. In the weeks to come, we will be calling attention to the advantages of such a system.

VETO POWER

I am convinced also that it is time for serious consideration of a Constitutional Amendment to grant the veto power to the Governor of North Carolina. Let me just leave three (3) points with you:

1. The Constitutional system of checks and balances between executive and legislative branches of government has been so successful in America that every other state has enshrined it—and every one of the original thirteen (13) colonies has long since overcome any residual phobia against royal governors in the two centuries since they were driven from our shores. Is **our** system so enviable that even one other state is moving to revoke veto authority?

2. As several editorial commentators have observed, there is, after all, a **responsibility** which we alone in North Carolina do not require of our Governor: the obligation to be involved in some degree of leadership on every important issue of the State, and be held accountable for his views. That is a profound point worth considering. You and your predecessors have experienced days of high honor when you have risen to confront a difficult issue, to meet it head on without your Governor sharing that public burden, other than whispering words of encouragement from the cool shade while you had to take the heat.

3. Check it out and you will find that the people of **this** State are ready for it. You have under consideration another constitutional amendment to repeal gubernatorial succession after the next election. While I have no self-interest in that issue, I do question whether the people are ready to change it back after only one experience. They will care little whether it is a bottleneck to ambition. Yet, I see nothing wrong with placing that question before the people, along with the veto amendment.

Think about it. Really think about it. Can we not do more of genuine value for North

Carolina if we are compelled to share responsibility and accountability for the tough decisions through a system that works in every other state? Is it really so uniquely and exclusively alien to North Carolina?

Distinguished members of the North Carolina General Assembly, you have honored me with your attendance and your attention to these thoughts. In coming months, as you react to and speak of these proposals—and you will—be confident in the assurance that I have prepared and brought them to you in a sincere commitment to work honorably and cooperatively with you. I will do my best to try to fulfill the kind of leadership that the people of North Carolina expect from their Governor. And I will always do my best to respect your jurisdiction and prerogatives so as to help you carry out the kind of responsibility that they have come to expect from their Legislature.

If, together, we can just reaffirm those vows and endeavor to keep them, the people of North Carolina are going to be well-served during these coming years.

Thank you.

H. R. 1, A HOUSE RESOLUTION STATING THAT LIMITATIONS ON SUBSTANTIVE LEGISLATION ON APPROPRIATIONS BILLS SHOULD BE CONSIDERED IN THE RULES OF THE TWO HOUSES.

Whereas, the Senate has passed Senate Bill 851, which amends the Executive Budget Act in an attempt to place a limitation on substantive legislation in appropriations bills; and

Whereas, such a limitation in the Executive Budget Act would be a nullity as to future General Assemblies because the rules of the two houses prevail over any statute when a question of legislative procedure is involved; and

Whereas, enactment of Senate Bill 851 would thus mislead the two bodies into thinking that meaningful legislation had been passed on the subject, when in fact Senate Bill 851 could be overridden in future General Assemblies by a simple majority vote by passing any bill; and

Whereas, the question of limiting substantive legislation on appropriations bills needs to be considered as part of the process of adopting rules for the two houses of the 1987 General Assembly;

Now, therefore, be it resolved by the House of Representatives:

Section 1. The two houses of the General Assembly should examine the issue of limiting substantive legislation on appropriations bills as part of the process of adopting rules for the 1987 Session of their respective houses.

Sec. 2. This resolution is effective upon adoption.

H. R. 5, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE 1985 SESSION OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES.

Be it resolved by the House of Representatives:

Section 1. The permanent rules of the 1985 Session shall read as follows:

RULES OF THE 1985 HOUSE OF REPRESENTATIVES GENERAL ASSEMBLY OF NORTH CAROLINA

I. Order of Business, 1-5
II. Conduct of Debate, 6-12
III. Motions, 13-19
IV. Voting, 20-25
V. Committees, 26-30
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VII. Legislative Officers and Employees, 45-49
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IX. General Rules, 54-61

I. ORDER OF BUSINESS

RULE 1. *Convening Hour.*—The House shall convene each legislative day at the hour fixed by the House. In the event the House adjourns on the preceding legislative day without having fixed an hour for reconvening, the House shall convene on the next legislative day at 1:30 p.m.

RULE 2. *Opening the Session.*—At the convening hour on each legislative day the Speaker shall call the members to order and shall have the session opened with prayer.

RULE 3. *Quorum.*—(a) A quorum consists of a majority of the qualified members of the House.

(b) Should the point of a quorum be raised, the doors shall be closed and the Clerk shall call the roll of the House, after which the names of those not responding shall again be called. In the absence of a quorum, fifteen members are authorized to compel the attendance of absent members and may order that absentees for whom no sufficient excuses are made be taken into custody wherever they may be found by special messenger appointed for that purpose.

RULE 4. *Approval of Journal.*—(a) The Committee on Rules and Operation of the House shall cause the Journal of the House to be examined daily before the hour of convening to determine if the proceedings of the previous day have been correctly recorded.

(b) Immediately following the opening prayer and upon appearance of a quorum, the Speaker shall call for the Journal report by the Chairman of the Committee on Rules and Operation of the House or by a Representative designated by the Chairman as to whether the proceedings of the previous day have been correctly recorded. Without objection, the Speaker shall cause the Journal to stand approved.

RULE 5. *Order of Business of the Day.*—After the approval of the Journal of the preceding day, the House shall proceed to business in the following order:

(1) The receiving of petitions, memorials and papers addressed to the General Assembly or to the House;

(2) Reports of standing committees;

(3) Reports of select committees;

(4) First reading and reference to committee of bills and resolutions;

(5) Messages from the Senate;

(6) Concurrence with Senate amendments or Senate committee substitutes;

(7) The unfinished business of the preceding day;

(8) Calendar (each category in accordance with Rule 40):

(a) Local bills (roll call) third reading

(b) Local bills (roll call) second reading

(c) Local bills third reading

(d) Local bills second reading

(e) Public bills (roll call) third reading

(f) Public bills (roll call) second reading

(g) Public bills and resolutions, third reading

(h) Public bills and resolutions, second reading;

(9) Reading of Notices and Announcements; but messages and motions to elect officers shall always be in order.

II. CONDUCT OF DEBATE

RULE 6. *Duties and Powers of the Speaker.*—The Speaker shall have general direction of the Hall. He may name any member to perform the duties of the Chair, but substitution shall not extend beyond one day, except in the case of sickness or by leave of the House.

RULE 7. *Obtaining Floor.*—(a) When any member desires recognition for any purpose, he shall rise from his seat and respectfully address the Speaker. No member shall proceed until recognized by the Speaker.

(b) When a member desires to interrupt a member having the floor, he shall first obtain recognition by the Speaker and permission of the member occupying the floor, and when such recognition and permission have been obtained, he may propound a question to the member occupying the floor; but he shall not otherwise interrupt the member having the floor, except as provided in subsection (c) of this rule; and the Speaker shall, without the point of order being raised, enforce this rule.

(c) A member who has obtained the floor may be interrupted only for the following reasons:

1. a request that the member speaking yield for a question,

2. a point of order,

3. a parliamentary inquiry, or

4. a question of privilege.

RULE 8. *Questions of Privilege.*—Upon recognition by the Speaker for that purpose, any member may speak to a question of privilege for a time not to exceed three (3) minutes. Questions of privilege shall be, first those affecting the rights of the House collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation, and conduct of members, individually, in their representative capacity only; and shall have precedence of all other questions, except motions to adjourn. Privilege may

not be used to explain a vote or debate a bill. The Speaker shall determine if the question is one of privilege and shall, without the point of order being raised, enforce this rule.

RULE 9. *Points of Order.*—(a) The Speaker shall decide questions of order and may speak to points of order in preference to other members arising from their seats for that purpose. Any member may appeal from the ruling of the Chair on questions of order; on such appeal no member may speak more than once, unless by leave of the House. A two-thirds (2/3) vote of the members present shall be necessary to sustain any appeal from the ruling of the Chair.

(b) When the Speaker calls a member to order, the member shall take his seat except that a member called to order may clear a matter of fact, or explain, but shall not proceed in debate so long as the decision stands. If the member appeals from the ruling of the Chair and the decision by a two-thirds (2/3) vote of the members present be in favor of the member called to order, he may proceed; if otherwise, he shall not; and if the case, in the judgment of the House, requires it, he shall be liable to censure by the House.

RULE 10. *Limitations on Debate.*—(a) No member shall speak on, debate, or solicit cosponsors for, a bill or resolution at its first reading.

(b) No member shall speak more than twice on the main question, nor longer than 30 minutes for the first speech and 15 minutes for the second speech; nor shall he speak more than twice upon an amendment or motion to reconsider, commit, appeal or postpone, and then not longer than 10 minutes for the first speech and five minutes for the second speech.

(c) A member may speak only once and for not more than 20 minutes on the question of the adoption of a minority report.

(d) The House, by consent of a majority of the members present, may suspend the operation of subsections (b) and (c) of this rule during any debate on any particular question before the House.

RULE 11. *Reading of Papers*—When there is a call for the reading of the text of a paper which has been presented to the House, and there is objection to such reading, the question shall be determined by a majority vote of the members of the House present. Except for protests permitted by the Constitution, no member may have material printed in the Journal until said material has been presented to the House and the printing approved by the House, and said material shall not exceed 1,000 words.

RULE 12. *General Decorum*—(a) The Speaker shall preserve order and decorum.

(b) Decency of speech shall be observed and disrespect to personalities carefully avoided.

(c) When the Speaker is putting any question, or addressing the House, no person shall speak, stand up, walk out of or cross the House, nor when a member is speaking, engage in disruptive discourse or pass between the member and the Chair.

(d) Food or beverages shall not be permitted on the floor of the House.

(e) The reading of newspapers shall not be permitted on the floor of the House while the House is in session.

(f) Smoking or the consumption of food or beverages shall not be permitted in the galleries at any time.

(g) Special recitals, performances by musicians or other groups shall not be permitted

on the floor of the House and special guests of members of the House shall not be permitted on the floor of the House.

(h) Members shall observe appropriate attire, coat and tie for male members and dignified dress for female members.

III. MOTIONS

RULE 13. *Motions Generally.*—(a) Every motion shall be reduced to writing, if the Speaker or any two members request it.

(b) When a motion is made, it shall be stated by the Speaker, or, if written, it shall be handed to the Chair and read aloud by the Speaker or Clerk before debate.

(c) After a motion has been stated by the Speaker or read by the Speaker or Clerk, it shall be in the possession of the House; but it may be withdrawn before a decision or amendment, except in case of a motion to reconsider, which motion, when made by a member, shall be in possession of the House and shall not be withdrawn without leave of the House.

RULE 14. *Motions, Order of Precedence.*—When there are motions before the House, the order of precedence is as follows:

To adjourn

To lay on the table

To postpone indefinitely

Previous question

To postpone to a day certain

To commit

To amend an amendment

To amend

To substitute

To pass the bill

No motion to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit or to make a particular amendment, being decided, shall be again allowed at the same stage of the bill or proposition.

RULE 15. *Motion to Adjourn*—(a) A motion to adjourn shall be seconded before the motion is put to the vote of the House.

(b) A motion to adjourn shall be decided without debate, and shall always be in order, except when the House is voting or some member is speaking; but a motion to adjourn shall not follow a motion to adjourn until debate or some other business of the House has intervened.

RULE 16. *Motion to Table*—(a) A motion to table shall be seconded before the motion is put to the vote of the House and is in order except when a motion to adjourn is before the House.

(b) A motion to table shall be decided without debate.

(c) A motion to table a bill shall constitute a motion to table the bill and all amendments thereto.

(d) When the question before the House is the adoption of an amendment to a bill or resolution, a motion to table the bill is not in order, and a motion to table an amendment applies to the amendment only, and the motion may not expressly or by implication or construction be expanded to include a motion to table the bill also.

(e) When a question has been tabled, it shall not thereafter be considered except on motion to reconsider under Rule 18, or to remove from the table approved by a two-thirds (2/3) vote.

RULE 17. *Motion to Postpone Indefinitely.*—A motion to postpone indefinitely is in order except when a motion to adjourn or to lay on the table is before the House. However, after one motion to postpone indefinitely has been decided, another motion to postpone indefinitely shall not be allowed at the same stage of the bill or proposition. When a question has been postponed indefinitely, it shall not thereafter be considered except on motion to reconsider under Rule 18, or to place on the favorable calendar approved by a two-thirds (2/3) vote.

RULE 18. *Motion to Reconsider*—(a) When a question has been decided, it is in order for any member to move for the reconsideration thereof, on the same or the succeeding legislative day; provided that if the vote by which the motion was originally decided was taken by a recorded vote, only a member of the prevailing side may move for reconsideration.

(b) A motion to reconsider shall be determined by a majority vote, except a motion to reconsider a vote upon a motion to table, a motion to postpone indefinitely, a motion to remove a bill from the unfavorable calendar, a motion that a bill be read twice on the same day, or a motion to remove from the table, which shall require a two-thirds (2/3) vote.

RULE 19. *Previous Question*—(a) The previous question may be called only by the member submitting the report on the bill or other matter under consideration, by the member introducing the bill or other matter under consideration, or by the member in charge of the measure, who shall be designated by the Chairman of the committee reporting the same to the House at the time the bill or other matter under consideration is reported to the House or taken up for consideration.

(b) The previous question shall be as follows: "Shall the main question now be put?" When the call for the previous question has been decided in the affirmative by a majority vote of the House, the "main question" is on the passage of the bill, resolution or other matter under consideration.

(c) The call for the previous question shall preclude all motions, amendments and debate, except the motion to adjourn or motion to table or motion to postpone indefinitely made prior to the determination of the previous question.

(d) If the previous question is decided in the negative, the main question remains under debate.

IV. VOTING

RULE 20. *Use of Electronic Voting System.*—(a) Votes on the following questions shall be taken on the electronic voting system, and the ayes and noes shall be recorded on the Journal:

(1) All questions on which the Constitution of North Carolina requires that the ayes and noes be taken and recorded on the Journal.

(2) All measures affecting a fee imposed by the State or any subdivision thereof.

(3) All questions on which a call for the ayes and noes under Rule 24(a) has been sustained.

(4) Both second and third readings of bills proposing amendment of the Constitution of North Carolina or ratifying resolutions amending the Constitution of the United States.

(b) Votes on the following questions shall be taken on the electronic voting system:

(1) Second reading of all public bills, all amendments to public bills offered after second reading, third reading if a public bill was amended after second reading or if the reading occurs on a day or days following the second reading, all conference reports on public bills, all motions to lay public bills on the table, and all motions to postpone public bills indefinitely.

(2) Upon a call for division.

(3) Any other question upon direction of the Speaker or upon motion of any member supported by one-fifth (1/5) of the members present.

(c) When the electronic voting system is used, twenty seconds shall be allowed for voting on the question before the House, unless the Chair shall direct otherwise. The system shall be set to close automatically when that time has expired. Once the system is locked, the vote shall be recorded and printed.

(d) The voting station at each member's desk in the Chamber shall be used only by the member to which the station is assigned. Under no circumstances shall any other person vote at a member's station. It is a breach of the ethical obligation of a member either to request that another person vote at the requesting member's station, or to vote at another member's station. The Speaker shall enforce this rule without exception.

(e) When the electronic voting system is used, the Speaker shall state the question and shall then state substantially the following: "All in favor vote 'aye'; all opposed vote 'no'; the Clerk will open the vote." In order to have the vote recorded, the member must vote by the electronic voting system within the time allowed for that vote, unless the voting station assigned to a member is malfunctioning. The Speaker shall enforce this rule without exception. After the allotted time for voting has elapsed, the Speaker shall say: "The Clerk will now lock the machine and record the vote." After the machine is locked and the vote recorded, the Speaker shall announce the vote and declare the result.

(f) One copy of the machine printout of the vote record of all votes taken on the electronic system shall be filed in the office of the Principal Clerk, and one copy shall be filed in the Legislative Library where it shall be open to public inspection.

(g) When the Speaker ascertains that the electronic voting system is inoperative before a vote is taken or while a vote is being taken on the electronic system, he shall announce that fact to the House and any partial electronic system voting record shall be voided. In such a case, if the Constitution of North Carolina or the Rules of the House require a call of the ayes and noes, the Clerk shall call the roll of the House, and the ayes and noes shall be taken manually and shall be recorded on the Journal. All roll call votes shall be taken alphabetically. All other votes shall be taken by voice vote. If, after a vote is taken on the electronic system, it is discovered that a malfunction caused an error in the electronic

system printout, the Speaker shall direct the Reading Clerk and the Principal Clerk to verify and correct the printout record and so advise the House.

(h) For the purpose of identifying motions on which the vote is taken on the electronic system, the motions are coded as follows:

1. To adjourn
2. To lay on the table
3. To postpone indefinitely
4. Previous question
5. To postpone to a day certain
6. To commit
7. To amend an amendment
8. To amend
9. To substitute
10. To reconsider
11. To concur or not concur
12. Miscellaneous

RULE 21. *Voice Votes; Stating Questions.*—(a) When the electronic voting system is not used, the Speaker shall rise and put a question.

(b) The question shall be put in this form, namely, "Those in favor (as the question may be) will say 'Aye'," and after the affirmation voice has been expressed, "Those opposed will say 'No'."

RULE 22. *Determining Questions.*—(a) Unless otherwise provided by the Constitution of North Carolina or by these rules, all questions shall be determined by a simple majority of the members present and voting.

(b) No member may vote unless he is in the chamber when the question is put. This subsection of this rule cannot be suspended.

RULE 23. *Voting by Division.*—Any member may call for a division of the members upon the question before the result of the vote has been announced. Upon a call for a division, the Speaker shall cause the number voting in the affirmative and in the negative to be determined. Upon a division and count of the House on any question, no member away from his seat shall be counted.

RULE 24. *Roll-Call Vote.*—(a) Before a question is put, any member may call for the ayes and noes. If the call is sustained by one-fifth (1/5) of the members present, the question shall be decided by the ayes and noes upon a roll call vote.

(b) Every member who is in the Hall of the House when the question is put shall vote upon a call of the ayes and noes, unless excused pursuant to Rule 24.1A.

RULE 24.1A. *Excuse From Deliberations and Voting on a Bill.*—(a) Any member shall upon request be excused from the deliberations and voting on a particular bill, but to do so must make that request after the second reading of the bill and before any motion or

vote on the bill or any amendment thereto. If the reason for the request arises at some point later in the proceedings, the request may be made at that time.

(b) The member may make a brief statement of the reasons for making that request. The member may send forward to the Principal Clerk, on a form provided by the Clerk, a concise statement of the reason for the request, and the Clerk shall include this statement in the Journal.

(c) The member so excused shall not debate the bill or any amendment to the bill, vote on the bill, offer or vote on any amendment to the bill, or offer or vote on any motion concerning the bill at that reading, any subsequent reading, or any subsequent consideration of the bill.

(d) A member may request that his excuse from deliberations on a particular bill be withdrawn.

RULE 24.1B. *Division of Amendments.*—Any member may call for an amendment to be divided into two or more amendments to be voted on separately, and the Speaker shall determine whether the amendment admits of such a division.

RULE 25. *Voting by Speaker.*—In all elections the Speaker may vote. In all other instances he may exercise his right to vote, or he may reserve this right until there is a tie in which event he may vote, but in no instance may he vote twice on the same question.

V. COMMITTEES

RULE 26. *Committees Generally.*—(a) All standing and select committees shall be appointed by the Speaker. The Speaker shall appoint all standing committees at the beginning of the session or, in the case of a newly-created committee, within 10 days of its creation.

(b) Ten days after the Speaker makes his initial appointments to a standing or select committee, he shall not increase the membership of that committee, but may fill any vacancies which occur on that committee.

(c) The first member announced on each committee shall be Chairman, and where the Speaker so desires he may designate a cochairman and one or more vice-chairmen.

(d) Either the Chairman or the Acting Chairman, designated by the Chairman or by the Speaker, and five other members of the committee, or a majority of the committee, whichever is fewer, shall constitute a quorum of that committee.

(e) In any joint meeting of the Senate and House Committees, upon request of any two House committee members, the House committee shall vote separately on the question before the committee.

RULE 27. *List of Standing Committees.*—The standing committees are:

Aging.

Agriculture.

Alcoholic Beverage Control.

Appropriations Base Budget.

Appropriations Base Budget Committee on Education.

Appropriations Base Budget Committee on General Government.

Appropriations Base Budget Committee on Human Resources.

Appropriations Base Budget Committee on Justice and Public Safety.

Appropriations Base Budget Committee on Natural and Economic Resources.

Appropriations Expansion Budget.

Appropriations Expansion Budget Committee on Education.

Appropriations Expansion Budget Committee on General Government.

Appropriations Expansion Budget Committee on Human Resources.

Appropriations Expansion Budget Committee on Justice and Public Safety.

Appropriations Expansion Budget Committee on Natural and Economic Resources.

Banks and Thrift Institutions.

Children and Youth.

Commissions and Schools for the Blind and Deaf.

Constitutional Amendments.

Corporations.

Corrections.

Courts and Administration of Justice.

Cultural Resources.

Education.

Election Laws.

Employment Security.

Energy.

Finance.

Governmental Ethics.

Health.

Higher Education.

Highway Safety.

Housing.

Human Resources.

Insurance.

Judiciary No. I.

Judiciary No. II.

Judiciary No. III.

Judiciary No. IV.

Law Enforcement.

Local Government No. I.

Local Government No. II.

Manufacturers and Labor.

Marine Fisheries.

Mental Health.

Military and Veterans' Affairs.

Natural and Economic Resources.

Pensions and Retirement (Refer to G. S. 120-111.1).

Public Utilities.

Rules and Operation of the House.

Small Business.

State Government.

State Personnel.

State Properties.

Transportation.

University Board of Governors Nominating Committee.

Water and Air Resources.

Wildlife Resources.

Redistricting Committee.—In the session next after the federal decennial census, the Speaker shall appoint a standing committee or committees on redistricting.

RULE 28. *Committee Meetings.*—(a) Standing committees and subcommittees of standing committees shall be furnished with suitable meeting places pursuant to a schedule adopted by the Committee on Rules and Operation of the House. Select committees shall be furnished with suitable meeting places as their needs require by the Chairman of the Committee on Rules and Operation of the House.

(b) Subject to the provisions of the subsection (c) of this Rule, committees and subcommittees thereof shall permit other members of the General Assembly, the press, and the general public to attend all sessions of said committees or subcommittees.

(c) The Chairman or other presiding officer shall have general direction of the meeting place of the committee or subcommittee and, in case of any disturbance or disorderly conduct therein, or if the peace, good order, and proper conduct of the legislative business is hindered by any person or persons, the Chairman or presiding officer shall have power to exclude from the session any individual or individuals so hindering the legislative business or, if necessary, to order the meeting place cleared of all persons not members of the committee or subcommittee.

(d) Procedure in the committees shall be governed by the rules of the House, so far as the same may be applicable to such procedure. Before a question is put, any member may

call for the ayes and noes. If the call is sustained by one-fifth (1/5) of the members present, the question shall be decided by the ayes and noes upon a roll call vote. All roll-call votes shall be taken alphabetically.

(e) No committee or subcommittee shall meet on any day when the House shall not convene except by permission of the Speaker or by approval of the House by resolution adopted by a majority vote of the House.

(f) No committee or subcommittee shall meet during any session of the House and all committee and subcommittee meetings shall adjourn no later than 15 minutes preceding a regular session of the House.

(g) Any call or notice of a standing committee meeting between legislative sessions shall be mailed to each member of the committee by certified mail at least five days prior to such meeting.

(h) During committee meetings the Chairman may exercise his right to vote, or he may reserve this right until there is a tie, in which event he may vote, but in no instance may the Chairman vote twice on the same question.

RULE 29. *Notice of Committee Meetings and Committee Hearings.*—Public notice of all standing committee meetings shall be given in the House. The Chairman of the committee shall notify or cause to be notified the sponsor of each bill which is set for hearing or consideration before the committee as to the date, time and place of that meeting.

RULE 29.1. *Public Hearings.*—(a) Any member may request in writing a public hearing on a public bill. Refusal to grant a member's request may be appealed to the Speaker. Requests by other than members may be granted in the discretion of the Chairman. Notice shall be given not less than five calendar days prior to public hearings. These notices shall be issued as information for the press and information shall be posted in the places designated by the Principal Clerk.

(b) Persons desiring to appear and be heard at a public hearing shall submit their request to the Chairman of the committee. The committee Chairman may designate one or more members to arrange the order of appearance of interested parties. A brief, written statement of testimony may be submitted to the committee without oral presentation and shall be incorporated in the minutes of the public hearing.

RULE 29.2. *Committee Minutes to Legislative Library.* —The Chairman of a committee shall insure that written minutes are compiled for each of the committee's meetings. The minutes shall indicate the members present and the actions taken by the committee at the meeting. Not later than 20 days after the adjournment of each session of the General Assembly, the Chairman shall deliver the minutes to the Legislative Library. The Speaker of the House may grant a reasonable extension of time for filing said minutes upon application of the committee Chairman.

RULE 30. *Committee of the Whole House.*—(a) A Committee of the Whole House shall not be formed, except by suspension of the rules, if there be objection by any member.

(b) After passage of a motion to form a Committee of the Whole House, the Speaker shall appoint a Chairman to preside in committee, and the Speaker shall leave the Chair.

(c) The rules of procedure in the House shall be observed in the Committee of the Whole House, so far as they may be applicable, except the rule limiting the time of speaking and the previous question.

(d) In the Committee of the Whole House a motion that the committee rise shall always be in order, except when a member is speaking, and shall be decided without debate.

(e) When a bill is submitted to the Committee of the Whole House, it shall be read and debated by sections, leaving the preamble to be last considered. The body of the bill shall not be defaced or interlined, but all amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper as the same shall be agreed to by the committee, and be so reported to the House. After report, the bill shall again be subject to be debated and amended by sections before a question on its passage be taken.

VI. HANDLING OF BILLS

RULE 31. *Introduction of Bills and Resolutions.*—(a) All bills and resolutions shall be introduced by submitting same to the Principal Clerk's office on the legislative day prior to the first reading and reference thereof according to the following schedule: by 8:30 o'clock p.m. each Monday, by 3:00 o'clock p.m. each Tuesday, Wednesday, Thursday, and Friday.

(b) Bills shall not become resolutions provided the Senate has a similar rule. Resolutions shall not become bills. Resolutions are not law but may be used when a law is not necessary for the purpose contained therein. Resolutions shall not be used to appropriate funds for any purpose, but, for example, may be used to express opinions of the House, to create study commissions or committees or establish investigative committees, to honor deceased persons, and to adopt House rules and internal affairs. Resolutions cannot amend, repeal, or modify a statute; nor do they have life beyond the term of the Session during which they are adopted.

(c) Every bill or resolution shall be read in regular order of business, except upon permission of the Speaker or on the report of a committee.

(d) All bills and resolutions shall show in their captions a brief descriptive statement of the true substance of same, which captions may thereafter be amended; provided that third reading shall not be had on any bill or resolution on the same day that such caption is amended.

(e) A Substitute Bill shall be covered with the same color jacket as the original bill and shall be prefaced as follows:

"House Substitute for" or "House Committee Substitute for _____."

(f) House Resolutions need not be read more than twice.

(g) All memorializing, celebration, commendation, and commemoration resolutions, except those honoring the memory of deceased persons, shall be excluded from introduction and consideration in the House.

RULE 31.1. *Deadline on Introduction of Certain Bills.*—All local bills or bills prepared to be introduced for departments, agencies, or institutions of the State must be introduced not later than April 15 of the session year.

RULE 32. *Reference to Committee.*—Each bill, joint resolution, or House resolution not introduced on the report of a committee shall immediately upon its first reading be referred by the Speaker to such committee as he deems appropriate.

RULE 33. *Papers Addressed to the House.*—Petitions, memorials and other papers addressed to the House shall be presented by the Speaker. A brief statement of the contents thereof may be orally made by the introducer before reference to a committee,

but such papers shall not be debated or decided on the day of their first being read unless the House shall direct otherwise.

RULE 34. *Introduction of Resolutions and Bills, Copies Required.*—(a) Whenever any resolution or bill is introduced, a duplicate copy thereof shall be attached thereto, and the Principal Clerk shall cause said duplicate copy to be numbered as the original resolution or bill is numbered, and shall cause the same to be available at all times to the member introducing the same.

(b) Numbering of House Bills shall be designated as "H. B. _____." (No. following). A Joint Resolution shall be designated as "H. J. R. _____." (No. following.) A House Resolution shall be designated as "H. R. _____." (No. following).

(c) Whenever any resolution or bill is filed for introduction, it shall be in a House bill jacket containing 30 copies and in the form designated by the Speaker. Any resolution or bill not accompanied by the required number of copies shall be immediately returned to the introducer. The Clerk shall stamp the copies with the number stamped upon the original bill.

RULE 35. *Duplicating of Bills.*—(a) The Legislative Services Officer shall cause such bills as are introduced to be duplicated in such numbers as may be specified by the Speaker. The Legislative Services Officer shall cause one copy of each resolution and public bill for each legislator to be delivered to his clerk or secretary who shall place it in the appropriate notebook on the legislator's desk. If a legislator so requests, a second copy shall be delivered to his clerk or secretary who shall place it in the legislator's office. The remaining copies shall be placed in the Printed Bills Room and made available to the committees to which the bill is referred, to individual legislators on request, and to the general public.

(b) *Availability of Copies of Bills.* A public bill is a bill affecting 15 or more counties. A local bill is one affecting fewer than 15 counties. No public bill and, upon objection by a member, no local bill may be considered unless copies of the bill have been made available to the entire membership of the House.

RULE 35.1. *Assessment reports.* —Every bill or resolution proposing the establishment of an occupational or professional licensing board or a study for the need to establish such a board shall have attached to the jacket of the original bill or resolution at the time of its consideration on second and third readings by the House or by any committee of the House, an assessment report from the Legislative Committee on New Occupational and Professional Licensing Boards pursuant to Article 18 of Chapter 120 of the General Statutes. The assessment report shall not constitute any part of the expression of legislative intent proposed by the formation of a licensing board. Upon receipt of the request the Legislative Committee on New Occupational and Professional Licensing Boards shall prepare and return the assessment report as soon as possible but not later than 60 days, reserving the right to extend this time to 90 days.

RULE 36. *Report by Committee.*—All House bills and resolutions shall be reported from the committee to which referred, with such recommendations as the committee may desire to make except in the case where the principal introducer requests in writing to the Chairman of the committee that the bill not be considered. The Chairmen of the full Appropriations Committees may refer a bill or resolution to another appropriations committee specifically charged with the subject matter of the bill or resolution; the committee to which the bill or resolution is referred shall report the bill or resolution back to the full Appropriations Committees.

(a) *Favorable Report.* When a committee reports a bill with the recommendation that it be passed, the bill shall be placed on the favorable calendar for the next succeeding legislative day; except that committee substitutes for bills shall be placed on the favorable calendar for the second next succeeding legislative day after being reported. When a committee substitute is adopted and receives a favorable report by the committee, the committee chairman shall submit to the committee the question of an unfavorable report on the original bill. The committee's action, if any, on the original bill shall be reported at the same time the committee substitute is reported.

(b) *Report Without Prejudice.* When a committee reports a bill without prejudice, the bill shall be placed on the favorable calendar.

(c) *Postponed Indefinitely.* When a committee reports a bill with the recommendation that it be postponed indefinitely, and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(d) *Unfavorable Report.* When a committee reports a bill with the recommendation that it be not passed, and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(e) *Minority Report.* When a bill is reported by a committee with a recommendation that it be not passed or that it be postponed indefinitely, but it is accompanied by a minority report signed by at least one-fourth (1/4) of the members of the committee who were present and voting when the bill was considered in committee, the question before the House shall be: "The adoption of the minority report." If the minority report is adopted by majority vote, the bill shall be placed on the favorable calendar for consideration. If the minority report fails of adoption by a majority vote, the bill shall be placed on the unfavorable calendar.

RULE 37. *Removing Bill from Unfavorable Calendar.*—A bill may be removed from the unfavorable calendar upon motion carried by a two-thirds (2/3) vote. A motion to remove a bill from the unfavorable calendar is debatable.

RULE 38. *Reports on Appropriation and Revenue Bills.*—(a) All committees, other than the Committees on Appropriations, when favorably reporting any bill or resolution which:

1. carries an appropriation from the State; or

2. requires or will require in the future substantial additional State monies from the General Fund or Highway Fund to implement its provisions,

shall indicate same in the report, and said bill or resolution shall be referred to the Committees on Appropriations for a further report before being acted upon by the House.

(b) All committees, other than the Committee on Finance, when favorably reporting any bill which in any way or manner raises revenue, reduces revenue, levies a tax, authorizes the levying of a tax or a fee, or authorizes the issue of bonds or notes, whether public, public-local, or private, shall indicate same in the report, and said bill shall be referred to the Committee on Finance for a further report before being acted upon by the House.

(c) *Action on Amendment Before Re-Referral.* If any committee recommends adoption of an amendment or committee substitute of a bill which, under the rules of the House must be referred to the Committees on Appropriations or Committee on Finance, the amendment or committee substitute shall be considered and, if adopted, the amendment or substitute engrossed before the bill is re-referred.

RULE 39. *Recall of Bill from Committee.*—When a House bill has been introduced and referred to a committee, if after 10 legislative days the committee has failed to report thereon, then the introducer of the bill or some member designated by him may, after three legislative days' public notice given in the House and delivered in writing to the Chairman of the committee, on motion supported by a majority vote of the members present and voting, recall the same from the committee to the floor of the House for consideration and such action thereon as a majority of the members present may direct. This rule shall not be temporarily suspended without one day's notice on the motion given in the House and delivered in writing to the Chairman of the committee, and to sustain that motion two-thirds (2/3) of the members present and voting shall be required.

RULE 40. *Calendars and Schedules of Business.*—The Clerk of the House shall prepare a daily schedule of business, including the Calendar of Bills and Resolutions for consideration and debate that day, in accordance with the Order of Business of the Day (Rule 5). The Clerk shall number all bills and resolutions in the order in which they are introduced. All bills and resolutions shall be taken up as they appear in each category (Rule 5(8)) in the order they were reported by committee; but the Committee on Rules and Operation of the House may at any time arrange the order of precedence in which bills may be considered.

RULE 41. *Reading of Bills.*—(a) Every bill shall receive three readings in the House prior to its passage. The first reading and reference to committee of a House bill shall occur on the next legislative day following its introduction. The first reading and reference to committee of a Senate bill shall occur on the next legislative day following its receipt on messages from the Senate. The Speaker shall give notice at each subsequent reading whether it be the second or third reading.

(b) No bill shall be read more than once on the same day without the concurrence of two-thirds (2/3) of the members present and voting; provided, no bill governed by Article II, Section 23 of the North Carolina Constitution or described in Rule 20 (a)(2) herein shall be read twice on one day under any circumstance.

(c) No public bill or resolution filed in either house, after May 15, shall pass either its second or third readings unless voted on affirmatively by two-thirds (2/3) of the members present and voting. This subsection shall not apply to a bill or resolution proposing adjournment, an emergency appropriation, continuance and/or expansion of the State budget, or changing State revenues; proposing or ratifying a constitutional amendment; or calling for a constitutional convention.

RULE 42. *Effect of a Defeated Bill.*—(a) Subject to the provisions of subsection (b) of this rule, after a bill has

1. been tabled,

2. been postponed indefinitely,

3. failed to pass on any of its readings, or

4. been placed on the unfavorable calendar,

the contents of that bill or the principal provisions of its subject matter shall not be considered in any other measure originating in the Senate or originating thereafter in the House. Upon the point of order being raised and sustained by the Chair, that measure shall be laid upon the table, and shall not be taken therefrom except by a two-thirds (2/3) vote of the members present and voting.

(b) No local bill shall be held by the Chair to embody the contents of or the principal provisions of the subject matter of any statewide measure which has been laid on the table, has failed to pass on any of its readings, or has been placed on the unfavorable calendar.

RULE 43. *Amendments.*—No amendment to a bill before the House shall be in order unless the amendment is germane to the bill under consideration. A House amendment deleting a previously adopted House amendment shall not be in order.

Only one principal (first degree) amendment shall be pending at any one time. If a subsequent or substitute principal amendment shall be offered, the Speaker shall rule it out of order. However, any member desiring to offer a subsequent or substitute principal amendment in opposition to the pending amendment may inform the House by way of argument against the pending amendment that if it is defeated he proposes to offer another principal amendment, and he may then read and explain such proposed amendment.

Perfecting (or second degree) amendments may be offered and considered without limitation as to number, and in the event of multiple perfecting amendments, they shall be voted upon in inverse order.

RULE 43.1. *Engrossment.*—Bills and resolutions, except those making appropriations, which originate in the House and which are amended, shall be engrossed before being sent to the Senate.

RULE 43.2. *House Concurrence in Senate Amendments to House Bills.*—The House shall not concur in a Senate amendment to a bill originating in the House until the next legislative day after the day on which the House receives the Senate amendment.

RULE 43.3. *Committee Substitutes Adopted by the Senate to Bills Originating in the House.*—(a) Whenever the Senate has adopted a committee substitute for a bill originating in the House, and has returned the bill to the House for concurrence in that committee substitute, the House may not concur in that committee substitute until the next legislative day following the day on which the House receives that committee substitute.

(b) The Speaker may, and upon motion supported by a majority of the House present and voting shall, refer the bill to an appropriate committee for consideration of the committee substitute.

(c) The Speaker shall, in placing the bill on the calendar, rule whether the committee substitute is a material amendment under Article II, Section 23, of the State's Constitution which reads:

"*Revenue bills.*—No law shall be enacted to raise money on the credit of the State, or to pledge the faith of the State directly or indirectly for the payment of any debt, or to impose any tax upon the people of the State, or to allow the counties, cities, or towns to do so, unless the bill for the purpose shall have been read three several times in each House of the General Assembly and passed three several readings, which readings shall have been on three different days, and shall have been agreed to by each House respectively, and unless the yeas and nays on the second and third readings of the bill shall have been entered on the journal."

If the committee substitute was referred to committee, the committee shall:

i. report the bill with the recommendation either that the House concur or that the House do not concur; and

ii. advise the Speaker as to whether or not that committee substitute is a material amendment under Article II, Section 23, of the State's Constitution.

(d) If the committee substitute for a bill is not a material amendment, the question before the House shall be concurrence.

(e) If the committee substitute for a bill is a material amendment, the receiving of that bill on messages shall constitute first reading and the question before the House shall be concurrence on second reading. If the motion is passed, the question then shall be concurrence on third reading on the next legislative day.

(f) No committee substitute adopted by the Senate to a bill originating in the House may be amended by the House.

RULE 44. *Conference Committees.*—(a) Whenever the House shall decline or refuse to concur in amendments put by the Senate to a bill originating in the House, or shall refuse to concur in a substitute adopted by the Senate for a bill originating in the House or whenever the Senate shall decline or refuse to concur in amendments put by the House to a bill originating in the Senate, or shall refuse to concur in a substitute adopted by the House for a bill originating in the Senate, a conference committee may be appointed by the Speaker upon his own motion or shall be appointed upon request by the principal sponsor of the original bill, the chairman of the House Committee which reported the bill, or by the sponsor of the amendment in which the Senate refused to concur; and the bill under consideration shall thereupon go to and be considered by the joint conferees on the part of the House and Senate. In appointing members to conference committees the Speaker shall appoint no less than a majority of members who generally supported the House position as determined by the Speaker.

(b) Only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such matters. The conference report may be made by a majority of the House members of such conference committee and shall not be amended.

(c) If the conferees fail to agree, new conferees may be appointed. However, if either house refuses to adopt the report of its conferees, no new conferees may be appointed.

RULE 44.1. *Transmittal of bills to Senate.*—Unless ordered by the Speaker or two-thirds (2/3)vote of the members present and voting, no bill shall be sent from the House on the day of its passage, except on the last day of the session.

VII. LEGISLATIVE OFFICERS AND EMPLOYEES

RULE 45. *Elected Officers.*—(a) The House shall elect one of its members Speaker.

(b) The House shall elect one of its members Speaker Pro Tempore who shall perform such duties as the Speaker may assign and shall preside over the House in the absence or incapacity of the Speaker and shall perform all of the duties of the Speaker until such time the Speaker may assume the Chair.

(c) The House shall elect a Principal Clerk, a Reading Clerk and a Sergeant-at-Arms, each of whom shall have and perform such duties and responsibilities not inconsistent with these Rules as the Speaker may assign. The Principal Clerk shall continue in office until another is elected.

RULE 46. *Assistants to Principal Clerk and Sergeant-at-Arms.*—The Principal Clerk and the Sergeant-at-Arms may appoint, with the approval of the Speaker, such assistants as may be necessary to the efficient discharge of the duties of their respective offices.

RULE 47. *Speaker's Clerk, Chaplain, and Pages.*—(a) The Speaker may appoint one or more clerks to the Speaker, a Chaplain of the House, and pages to wait upon the sessions of the House.

(b) When the House is not in session, the pages shall be under the supervision of the Supervisor of Pages.

(c) No member may have more than 10 persons designated as honorary pages.

RULE 48. *Committee Clerks and Secretaries.*—(a) Each committee shall have a clerk. The clerk to a committee shall serve as secretary to the Chairman of that committee.

(b) Each member shall be assigned a secretary, unless he has a committee clerk to serve as his secretary.

(c) The selection and retention of clerks and secretaries shall be the sole prerogative of the individual member or members. Such clerks and secretaries shall file initial applications for employment with the Principal Clerk and shall receive compensation as prescribed by the Legislative Services Commission. The employment period of clerks and secretaries shall commence not earlier than the convening date of the General Assembly and shall terminate not later than the final adjournment or recess of the General Assembly unless employment for an extended period is approved by the Speaker. The clerks and secretaries shall adhere to such uniform rules and regulations not inconsistent with these Rules regarding hours and other conditions of employment as the Legislative Services Commission shall fix by appropriate regulations.

RULE 49. *Compensation of Clerks and Secretaries.*—No clerk, laborer, or other person employed or appointed under Rules 47, 48, and 49 hereof shall receive during such employment, appointment, or service, any compensation from any department of the State government, and there shall not be voted, paid or awarded any additional pay, bonus or gratuity to any of them, but they shall receive only the pay now provided by law for such duties and services.

VIII. PRIVILEGES OF THE HALL

RULE 50. *Admittance to Floor.*—No person except members, officers and employees of the General Assembly and former members of the General Assembly who are not registered under the provisions of Article 9 of Chapter 120 of the General Statutes of North Carolina shall be allowed on the floor of the House during its session, unless permitted by the Speaker or otherwise provided by law.

RULE 51. *Admittance of Press.*—Reporters wishing to take down debates may be admitted by the Speaker, who shall assign such places to them on the floor or elsewhere, to effect this object, as shall not interfere with the convenience of the House. Reporters admitted to the floor of the House shall observe the same requirements of attire for members contained in Rule 12(h).

RULE 52. *Extending Courtesies.*—Courtesies of the floor, galleries or lobby shall be extended at the discretion of the Speaker and only by the Speaker. Requests by members to extend these courtesies shall be typewritten and delivered to the Speaker. No member shall orally ask the Speaker to extend these courtesies during the daily session.

RULE 53. *Order in Galleries and Lobby.*—In case of any disturbance or disorderly conduct in the galleries or lobby, the Speaker or other presiding officer is empowered to order the same to be cleared.

IX. GENERAL RULES

RULE 54. *Attendance of Members.*—No member or officer of the House shall absent himself from the service of the House without leave, unless from sickness or disability.

RULE 55. *Documents to be Signed by the Speaker.*—All acts, addresses, and resolutions and all warrants and subpoenas issued by order of the House shall be signed by the Speaker or other presiding officer.

RULE 56. *Printing or Reproducing Materials.*—There shall be no printing or reproducing of paper(s) that are not legislative in essence except upon approval of the Speaker.

RULE 57. *Placement or Circulation of Materials.*—Persons other than members of the General Assembly, officers or staff thereof shall not place or cause to be placed any materials on members' desks in the House Chamber without obtaining approval of the Speaker. Any material so placed, or circulated to House members anywhere in the Legislative Building, shall bear the name of the originator.

RULE 58. *Rules, Rescission and Alteration.*—(a) These rules shall not be permanently rescinded or altered except by House simple resolution passed by a two-thirds (2/3) vote of the members present and voting. The introducer of the resolution must on the floor of the House give notice of his intent to introduce the resolution on the legislative day preceding its introduction.

(b) Except as otherwise provided herein, the House upon two-thirds (2/3) vote of the members present and voting may temporarily suspend any rule.

RULE 59. *Limitation on Cosponsorship of Bills and Resolutions.*—Any member wishing to cosponsor a bill or resolution which has been introduced may do so by appearing in the office of the Principal Clerk for such purpose within one-half hour following the adjournment of the session during which such bill or resolution was first read and referred.

RULE 60. *Correcting of Typographical Errors.*—The Legislative Administrative Officer may correct typographical errors appearing in House bills or resolutions provided that such corrections are made before ratification and do not conflict with any actions or rules of the Senate and provided further that such correction be approved by the Chairman of the Rules Committee, the Speaker or other presiding officer.

RULE 61. *Changing of Seats Prohibited.*—After initial assignment of seats, a member shall continue to occupy the seat to which initially assigned for the entire biennial session. In event of vacancy that member's successor will occupy the seat of the member he replaces for the remainder of the biennial session, but such successor shall not be considered as one who has served in the immediate preceding session for the purposes of seat assignment in the subsequent biennial session.

RULE 62. *Matters not Covered in These Rules.*—Except as herein set out the rules of the House of Representatives of Congress shall govern the operation of the House.

Sec. 2. This resolution is effective upon adoption.

H. R. 317, A HOUSE RESOLUTION DESIGNATING THE FIRST WEEK OF EVERY MONTH AS "BUY ONLY AMERICAN WEEK" AND TO HONOR THE MEMORY OF NORTH CAROLINIANS WHO HELPED TO BUILD NORTH CAROLINA'S TEXTILE INDUSTRY.

Whereas, North Carolinians recognize the need for a diversified economy with a strong industrial base to assure this State's prosperity; and

Whereas, North Carolinians for over a century have worked diligently to build a strong textile industry and include among their number such men as Michael Schenck and Absalom Warlick, owners of the State's first cotton factory, Edwin Michael Holt, whose mills produced the famous Alamance plaids, and Governor Luther H. Hodges, one of the first governors to make the industrialization of this State a top priority of his administration; and

Whereas, textile manufacturing today is one of North Carolina's most important industries providing employment for over 300,000 people and a payroll of over one billion dollars; and

Whereas, increasing foreign textile imports are a significant factor in many textile plant closings and permanent layoffs resulting in the loss of more than 7400 jobs for North Carolinians;

Now, therefore, be it resolved by the House of Representatives:

Section 1. The House of Representatives of the 1985 North Carolina General Assembly acknowledes the importance of the textile industry to this State's continued prosperity, honors the lives and accomplishments of those individuals whose efforts laid a solid economic foundation for North Carolina, and declares the first week of every month to be "Buy Only American Week".

Sec. 2. The Secretary of State shall send a certified copy of this resolution to the Trustees of North Carolina Vocational Textile School.

Sec. 3. This resolution is effective upon adoption.

H. R. 420, A HOUSE RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ENACT THE TEXTILE AND APPAREL TRADE ENFORCEMENT ACT OF 1985.

Whereas, since 1980 imports of textiles and textile products have grown at an annual rate of nineteen percent (19%), far greater than the orderly growth objectives of the Multi-Fiber Arrangement and far in excess of the one percent (1%) average growth of the United States market during that period; and

Whereas, fiber, textile, and apparel imports are far outpacing the growth of the domestic market and creating intolerable market disruptions, job losses, curtailed production, and plant closings; and

Whereas, the textile and apparel trade deficit has grown to a record sixteen billion dollars ($16,000,000,000) in 1984 and now accounts for thirteen percent (13%) of the United States merchandise trade deficit; and

Whereas, United States textile, fiber, and apparel companies are continuing to spend billions of dollars annually to modernize and improve worker productivity, and although the resulting productivity increases have been significantly greater than the rate of productivity growth for all of United States manufacturing, United States manufacturers nevertheless continue to lose market shares; and

Whereas, if import growth is not slowed, future investment in this industry is likely to be sharply curtailed, leading to a loss in competitiveness and the continued liquidation of an industry which is a major element of the United States and North Carolina manufacturing and is recognized as vital to our national security; and

Whereas, over three hundred fifty thousand (350,000) North Carolinians depend on textile and apparel industries for their jobs; and

Whereas, the Textile and Apparel Trade Enforcement Act of 1985 would cover textile, apparel, textile products, and synthetic fibers, and would apply to all exporting countries with the exception of Canada and current members of the European Economic Community;

Now, therefore be it resolved by the House of Representatives:

Section 1. The House of Representatives of the General Assembly of North Carolina respectfully urges the Congress of the United States to enact the Textile and Apparel Trade Enforcement Act of 1985.

Sec. 2. The Secretary of State shall send a certified copy of this resolution to every member of the congressional delegation from North Carolina, the Governor of North Carolina, and to the Secretaries of the North Carolina Department of Administration and Commerce.

Sec. 3. This resolution is effective upon adoption.

H. R. 527, A HOUSE RESOLUTION URGING NORTH CAROLINA CORPORATIONS TO END ALL FINANCIAL INVOLVEMENT WITH SOUTH AFRICA.

Whereas, apartheid is the South African practice of strict racial segregation of education, housing, and public facilities; and

Whereas, the policy of apartheid, mandating both segregation and white supremacy, means that the vast majority of South Africans are governed by the sixteen percent (16%) of their countrymen who are Caucasian; and

Whereas, the number of Black South Africans in poverty rose from 4.9 million to 8.9 million between 1960 and 1980; and

Whereas, pay for Blacks averages one-eighth that of white workers and at least one-quarter of black babies born in rural areas die before their first birthday; and

Whereas, because Blacks do not have the right to vote, the white minority controls the entire government, most businesses, and eighty-seven percent (87%) of the land; and

Whereas, there is no free speech and opponents of apartheid are silenced by South African law that allows authorities to detain people indefinitely, cut off from family or an attorney, without charging an offense; and

Whereas, Amnesty International reports that torture is extensively inflicted on political detainees and the government sanctions its use; and

Whereas, the South African government has forcibly resettled more than 3,000,000 Africans, moving them from the cities and more prosperous areas to rural, economically barren "homelands"; and

Whereas, the South African government has begun waging attacks and acts of sabotage against neighboring countries such as Angola, Swaziland and at least six other countries; and

Whereas, although Blacks make up seventy-two percent (72%) of the population of South Africa, the "homelands" where they must settle constitute only thirteen percent (13%) of the land; and

Whereas, black workers who find employment in the cities are forced to leave their families in the "homelands", visiting them only once a year; and

Whereas, several hundred U.S. corporations supply capital, technology, and equipment to South Africa; and

Whereas, U.S. financial involvement in South Africa amounts to fourteen billion dollars ($14,000,000,000); and

Whereas, American involvement is particularly heavy in sectors such as mining, computers, and transportation, crucial to the survival of the white minority rulers, and all foreign companies are required to adhere to racially discriminatory laws and must cooperate with the current government in cases of civil unrest; and

Whereas, foreign investment supports the present economic system of political injustice; and

Whereas, according to a U.S. Senate report, "The net effect of American investment has been to strengthen the economic and military self-sufficiency of South Africa's apartheid regime."; and

Whereas, loans by American banks totalling three billion dollars ($3,000,000,000) also help preserve South Africa's unstable economy; foreign lending allows the apartheid government to concentrate domestic resources on strengthening its internal security apparatus and conducting military operations against neighboring Black-governed states; and

Whereas, divestment is the only effective way to prod South Africa's rulers to enact significant reforms; without foreign corporate and bank dollars to mask its weakness, South Africa would be forced to confront the fundamental flaws in its system and to reassess its elaborate system of repression in light of the loss of high technology capital resources provided by U. S. firms; and

Whereas, despite a South African law punishing by up to twenty years imprisonment anyone who advocates divestment, the 100,000-member Federation of South African Trade Unions supports divestment; and

Whereas, Bishop Desmond Tutu, winner of the 1984 Nobel Peace Prize, favors foreign economic pressure to force political change in South Africa; and

Whereas, five states and the District of Columbia have enacted legislation restricting or forbidding investment of public funds in companies that do business in South Africa; and

Whereas, 24 other states are considering similar legislation;

Now, therefore, be it resolved by the House of Representatives:

Section 1. the North Carolina House of Representatives urges all North Carolina corporations to withdraw all investments and loans from South Africa and to end all financial involvement with South Africa until all vestiges of apartheid are eliminated.

Sec. 2. This resolution is effective upon adoption.

H. R. 1016, A HOUSE RESOLUTION HONORING THE EDUCATIONAL CONTRIBUTIONS AND THE MEMORY OF GOVERNOR CHARLES B. AYCOCK AND DECLARING 1985 AS THE YEAR OF THE NORTH CAROLINA TEACHER.

Whereas, Charles B. Aycock served as Governor of North Carolina from 1901 to 1905; and

Whereas, Governor Aycock recognized the compelling needs of North Carolina's system of public education at the turn of the century; and

Whereas, Governor Aycock's leadership established a longer school term, rural schools, increased education appropriations, higher teacher salaries and committed North Carolina to universal education; and

Whereas, Governor Aycock is universally recognized as North Carolina's first education Governor; and

Whereas, North Carolina has enjoyed 80 years of steady educational progress building on the solid foundation established by Governor Aycock; and

Whereas, in appreciation of the contributions to education of Governor Aycock and in appreciation of the contributions of all North Carolina educators, it is appropriate to declare 1985 the Year of the North Carolina Teacher;

Now, therefore, be it resolved by the House of Representatives:

Section 1. The General Assembly of North Carolina pauses to honor the contributions to education and the memory of Governor Charles B. Aycock.

Sec. 2. In recognition of Governor Aycock's contributions to education and in appreciation of the contributions of all North Carolina educators, the General Assembly declares 1985 the Year of the North Carolina Teacher.

Sec. 3. The Secretary of State shall transmit a certified copy of this resolution to The Honorable James Grubbs Martin, Governor; The Honorable C. Dixon Spangler, Jr., Chairman, State Board of Education; The Honorable Craig Phillips, State Superintendent of Public Instruction; the North Carolina Association of Educators; the North Carolina Association of School Administrators; the North Carolina School Boards Association; the North Carolina Congress of Parents and Teachers; the North Carolina Advisory Council on Education; the Chairman of the Board of Governors of The University of North Carolina; The Honorable William Friday, President of The University of North Carolina; and The Honorable Robert Scott, President of the Community College System.

Sec. 4. This resolution is effective upon adoption.

H. R. 1035, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF MRS. EUGENIA PATTERSON VANLANDINGHAM AND THEREBY APPLAUDING THE EFFORTS TO REMOVE OR IMPROVE ABANDONED STRUCTURES WHICH BLIGHT THE SCENIC BEAUTY OF NORTH CAROLINA'S ROADWAYS.

Whereas, North Carolina, a State blessed with a variety of abundant natural resources, has developed over more than four centuries an agrarian society that still has a major impact on its economic resources; and

Whereas, as a part of the development of its agrarian society, North Carolina possessed a farm-tenant network that has long since been abandoned as this State has become a modern agricultural State in which its farm industry is all but totally mechanized; and

Whereas, left behind from yesteryear, there are tenant houses, no-longer-used farm buildings, and other structures that are falling into unused decay alongside the most extensive highway system in the nation; and

Whereas, while seeing a few of these abandoned and decaying structures may provide a

feeling of nostalgia to visiting passersby, seeing one after another could create a feeling of decay and a lack of community and State pride; and

Whereas, the Eastern North Carolina Chamber of Commerce has initiated a project to encourage the improvement or the removal of abandoned and decaying buildings from alongside the roads and highways while at the same time encouraging the retention and the preservation of structures in the rural areas that may be historic; and

Whereas, in honor of the life and memory of Mrs. Eugenia Patterson VanLandingham, a remarkable Home Economics Extension Agent, the North Carolina Extension Homemakers' Association has now allied itself with the Eastern North Carolina Chamber of Commerce to extend this "Remove-Improve" effort statewide into every county in our State and, while creating a citizen awareness effort resulting in the removal or improvement of abandoned structures, they will conduct an inventory of rural structures which may have historic significance and will encourage their retention and restoration; and

Whereas, this entire project is a voluntary undertaking by the private sector to improve the appearance of our great State and to present it in an improved light to tourists, to industrial prospects, and to its own citizenry;

Now, therefore, be it resolved by the House of Representatives:

Section 1. The North Carolina House of Representatives honors the life and memory of Mrs. Eugenia Patterson VanLandingham, a remarkable Home Economics Extension Agent, and applauds the efforts of the organizations undertaking this "Remove-Improve" Project, and calls on the people of North Carolina, the employees of the State of North Carolina, and all who are elected and appointed to create and implement the affairs of the State, to support this most worthy undertaking which seeks to keep our State first in attraction as it shines in a variety of natural beauty to those who would come to visit, to those who come to work, and to those who are honored to call it home.

Sec. 2. This resolution is effective upon adoption.

H. R. 1038, A HOUSE RESOLUTION ENDORSING THE PROPOSAL OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT TO USE THE RUBBLE FROM DISMANTLED BRIDGES TO BUILD ARTIFICIAL REEFS.

Whereas, artificial reefs are used to enhance marine resource habitats; and

Whereas, studies prove that a great variety of marine life are attracted to artificial reefs, providing recreational fishing and research opportunities; and

Whereas, the State of North Carolina is striving to develop a well-planned system of artificial reefs along the coast; and

Whereas, such a system would encourage recreational fishing along the coast thus increasing the tourist trade that is so important to North Carolina's economy; and

Whereas, there are so many bridges in the State which must be replaced; and

Whereas, a large expense in constructing new bridges is the cost of disposing of the rubble from the old bridges; and

Whereas, concrete rubble is an excellent material for building artificial reefs but is difficult and often expensive to obtain; and

Whereas, the rubble from a dismantled bridge could easily be transported by the contractor to the nearest proposed artificial reef site; and

Whereas, such a practice would benefit the Department of Transportation, the Department of Natural Resources and Community Development, and the citizens of North Carolina economically; and

Whereas, both the Department of Transportation and the Department of Natural Resources and Community Development are anxious to cooperate in this venture; and

Whereas, the General Assembly of North Carolina heartily approves of the cooperative spirit and resourcefulness demonstrated by both the Department of Transportation and the Department of Natural Resources and Community Development in this effort;

Now, therefore, be it resolved by the House of Representatives:

Section 1. The General Assembly of North Carolina endorses the proposal of the Department of Transportation and the Department of Natural Resources and Communtiy Development to use the rubble from dismantled bridges to build a system of artificial reefs along the coast. The General Assembly further recognizes and supports the economic benefits such cooperation will bring to the citizens of North Carolina.

Sec. 2. This resolution is effective upon adoption.

H. R. 1156, A HOUSE RESOLUTION TO PROVIDE FOR THE EXTENSION OF CERTAIN DEADLINES.

Be it resolved by the House of Representatives:

Section 1. For the purpose of House Rule 41(c) any measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on Wednesday, May 15, 1985, and filed for introduction in the Senate before 3:00 p.m. on Friday, May 17, 1985, shall be treated as if it had been filed for introduction by May 15, 1985.

Sec. 2. For the purpose of House Rule 41(c) any measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. on Wednesday, May 15, 1985, and filed in the House of Representatives before 3:00 p.m. on Friday, May 17, 1985, shall be treated as if it had been filed by May 15, 1985.

Sec. 3. This resolution shall only become effective if the Senate adopts a similar resolution.

Sec. 4. This resolution is effective upon adoption.

H. R. 1339, A HOUSE RESOLUTION AMENDING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES TO PROVIDE THAT RULE 35.1 APPLIES TO ALL LICENSING PLANS AND TO MAKE TECHNICAL AMENDMENTS.

Be it resolved by the House of Representatives:

Section 1. The first and second sentences of Rule 35(a) of the permanent rules of the House of Representatives of the 1985 General Assembly as contained in House Resolution 5 of the 1985 Session are amended by deleting the words "Legislative Services Officer" wherever they appear and substituting "Legislative Administrative Officer".

Sec. 2. Rule 35.1 of the permanent rules of the House of Representatives of the 1985

General Assembly as contained in House Resolution 5 of the 1985 Session is rewritten as follows:

"Rule 35.1 **Assessment Reports.** — Every bill or resolution proposing the establishment of an occupational or professional licensing plan or a study for the need to establish such a plan shall have attached to the jacket of the original bill or resolution at the time of its consideration on second and third readings by the House or by any committee of the House, an assessment report from the Legislative Committee on New Licensing Plans pursuant to Article 18 of Chapter 120 of the General Statutes. The assessment report shall not constitute any part of the expression of legislative intent proposed by the formation of a licensing plan. Upon receipt of the request the Legislative Committee on New Licensing Plans shall prepare and return the assessment report as soon as possible but not later than 60 days, reserving the right to extend this time to 90 days."

Sec. 3. This resolution is effective upon adoption.

STATEMENT FILED BY REPRESENTATIVE COCHRANE FEBRUARY 25, 1985

"Mr. Speaker, Ladies and Gentlemen of the House of Representatives:

"I take the floor on this occasion to invoke Section 18, Article II, of the Constitution of the State of North Carolina, and to exercise freely the rights granted by that provision.

"It is out of obedience to our Constitution, and with a deep sense of respect which the people of our state have vested in this legislative body to voice their will, that I place on record my dissent from and protest against House Bill 91, adopted in this Chamber on February 21, 1985.

"Anything that stains the reputation of North Carolina, or weakens the confidence of our people in their system of representative government, injures the public. And House Bill 91 accomplishes just that!

"By abolishing the discretionary authority of the Governor to go beyond partisan party recommendations in selecting members of the State Board of Elections, the Democratic majority in this House has denied him the same privileges enjoyed by their own Standard Bearer for eight consecutive years. If the Governor's authority is wrong now, was it not wrong during the longest term ever served by a Chief Executive of our State?

"Moderation in the affairs of our state is the highest virtue. 'Virtuous' is the word used by the Founding Fathers of our nation to describe the morals of its people, more particularly, the morals of their elected representatives.

"Defined by Webster, 'Virtue' is 'a standard of conformity to right.' But whatever word is used to impart its meaning, such a moral standard is the necessary fountainhead of a free society.

"It is when we allow disagreement, nurtured in a climate of partisanship and narrow purpose, to overrun and overrule good judgment that we forget our basic goodness and decency. It is then that we ignore why we were elected to sit in this chamber and make decisions that affect our entire state.

"House Bill 91, which also extends the term of office served by the Director of the State Board of Elections, denies that Board the freedom to choose among those who, in their best judgment, can interpret our election laws in a fair and impartial manner.

"I have no quarrel with the present Director, and I do not believe there is a single

representative present today who would question his manifest qualifications, dedication to public service, and objectivity.

"It is the principle of the amendment to G. S. 163-19 that so incenses and increases public outrage, and so disturbs the loyal opposition.

"It would appear that the parliamentary method employed to bring House Bill 91 to a vote in such haste was unnecessary. Without regard to normal procedures, the majority party imposed its will.

"No matter that the opposition won on the floor of this chamber last Thursday, the House of Representatives has lost. And the people of this state have lost. For this partisan victory has disillusioned the citizens of North Carolina, raised doubts about the motives of the membership of this House, and divided its political factions wider.

"This could not have come at a worse time. For it is at a period in our history when our Governor, in the true spirit of unity, has reached out in all directions for every hand.

"His opponents have not reciprocated in kind with House Bill 91.

"If the Proponents of H. B. 91 wish to diminish Governor Martin's position in any way, they should be sure that it is the will of the citizenry who elected him. If the House chooses not to be accountable to the people and succeeds in repudiating a Governor who has the support of the citizenry, then, it seems to me, the confidence of the people of North Carolina in the elective process is sadly at stake.

"In approving H.B. 91, I fear the Majority Party of this State has jeopardized its credibility in the eyes of the people of North Carolina. Abuse of power, by anyone's standards, is difficult to accept.

"If all of us do what is 'right' for North Carolina, the North Carolina House of Representatives will then be guiding the affairs for our State with the virtuousness our founding fathers so revered.

"I move, Mr. Speaker, that this statement be entered into the Journal of proceedings and made a part of the record in perpetuity."

IN THE GENERAL ASSEMBLY
OF NORTH CAROLINA

16 July 1985

PROTEST UNDER
ARTICLE II, SECTION 18
By Representative
Joe H. Hege, Jr.

"Mr. Speaker and members of the General Assembly:

"Pursuant to Article II, Section 18 of the Constitution of North Carolina, I wish to formally enter my dissent and protest against S. B. 711 which was passed by this House on its third reading on Friday, July 12, 1985 and was sent to the Senate for concurrence.

"Mr. Speaker and members of the House, I deem S. B. 711 to be injurious to the public for the following reasons among others:

"1. I do not believe we should amend the Constitution of North Carolina for partisan political purposes. If the Constitution can be amended by the acts of a majority party then holding power, it can be amended in like manner where political fortunes shift. Thus, we trivialize the Constitution as the organic law of the land.

"Amending the Constitution is a two-step proposition. It requires the vote of both the Houses of the General Assembly and a vote of the people. We cannot absolve ourselves,

therefore, by merely saying, 'Let the people decide' for we ourselves are equally responsible for any amendment.

"2. S. B. 711 as amended by this House contains fourteen (14) separate amendments to our Constitution. Yet, we have attempted to hide these fourteen (14) amendments from the people by submitting them a single question of whether they favor having the election of State and local officials on odd-numbered years.

"3. I object to the retroactive features of Section 6 of the bill which extends the terms of office of Supreme Court Judges, Judges of the Court of Appeals and Superior Court Judges who were elected in 1982 and 1984. By extending their terms retroactively, we have disinfranchised our people.

"4. I object to amending the law so that this General Assembly will meet at a regular session for two consecutive years in 1989 and 1990. This is a usurpation of our office. This is a defiance of the solemn oath we took.

"5. I object to having important constitutional questions submitted to the people of North Carolina at a time when the voting history of this state tells us we have the very lowest turnout.

"I now move that this protest be spread upon the minutes of the Journal of this House as by the Constitution provided.

"This the 16th day of July 1985."

S/ JOE H. HEGE, JR.

POEM BY BOBBY ANDREWS, JR., 16 YEARS OF AGE, LITTLETON, N. C. READ FEBRUARY 25, 1985 BY REPRESENTATIVE FRANK BALLANCE

THEY DID NOT KNOW . . .

They brought us to America
in big slave ships.
We had fear in our hearts,
but the word love, on our lips.
But they did not know.

They put us to work
tilling the land.
They thought we were content,
but they didn't understand.
They did not know.

With a snap of a whip
they broke our backs.
They did all of this
because we were blacks.
But they did not know.

They separated our families
mother and child.
They called us savage,
animal, and wild.
But they did not know.

They held us back
and kept us from learning,
but the fire in our hearts
was still a burning.
But they did not know.

We chanted in the fields
of once being free.
We wanted our freedom
and our liberty.
But they did not know.

We, the children of Kings and Queens
with empires in our hand,
were now lessened lower than animals
with no place to stand.
But they did not know.

When the war broke out
we were the first to go.
We wanted our freedom,
and we were telling them so.
But they did not know.

When the battle was over
and we had won our plea.
we the children of Africa
were once again free.
But they did not know.

We who had tread
where no man dared trod,
was now standing strong
through faith in God.
But they did not know.

We wanted to vote
and we gained the right,
but they tried to put us back
by scaring us at night.
They did not know.

They dressed up in sheets
to fill us with fear.
They burned our homes,
and destroyed that which was dear.
But they did not know.

They lynched our families
and beat our wives.
They cut our throats
with axes and knives.
But they did not know.

We held strong and steady
up through the years.
We had a few laughs,
and shed a few tears.
But they did not know.

We filled our minds
with everything taught.
We wanted a better life,
for this we had fought.
But they did not know.

We expressed our abilities
in everything we tried.
We walked with Presidents,
and we walked with pride.
But they did not know.

We were ambassadors,
doctors, and such.
We were almost at the top.
The world was at our finger touch.
But they did not know.

We invented ideas
and conquered land,
but they still called us boy
instead of man.
They did not know.

Later they turned the word boy
into man,
and our way of living
they began to understand.
But they still did not know.

They didn't know how proud
it is to be
an Afro-American
and living free.
They did not know.

They did not know
what we went through,
the way we felt,
or the things we had to do.
They did not know.

But I for one
would like to let them know
I'm proud to be black
and I'll tell the whole world so.

I'm going to hold my head high
and walk with pride,
because for you and me
our ancestors wept and cried.
And now they know.

July 12, 1985

Statement by Rep. Larry T. Justus regarding S. B. 711:

"To record a protest under Article II, Sec. 18 of the Constitution:

'Sec. 18. Protests. Any member of either house may dissent from and protest against any act or resolve which he may think injurious to the public or to any individual, and have the reasons of his dissent entered on the Journal.'

"There are 12 amendments to the Constitution in this bill. But only **one** is set out in the bill and that proposition — on page 3 speaks only to electing State and County officers in odd-numbered years.

"The people of North Carolina cannot read the single proposition on the ballot and know what they're voting on — certainly they can't know they are voting on 12 **separate amendments** to the Constitution.

"This is inimical to the people of this State and I want my protest in the Journal of this House as provided in the Constitution."

S/ Larry T. Justus

1985 HOUSE OF REPRESENTATIVES COMMITTEE ASSIGNMENTS

AUSTIN ALLRAN: Children and Youth, Corporations, Corrections, Courts and Administration of Justice, Election Laws, Finance, Judiciary No. II, Local Government No. I, and Manufacturers and Labor.

GERALD ANDERSON: Agriculture (Vice Chairman); Appropriations Base Budget (Vice Chairman); Appropriations Base Budget Committee on Justice and Public Safety (Chairman); Appropriations Expansion Budget (Vice Chairman); Appropriations Expansion Budget Committee on Justice and Public Safety, Banks and Thrift Institutions, Insurance, Marine Fisheries, Natural and Economic Resources (Vice Chairman); Rules and Operation of the House, and State Government.

FRANK BALLANCE: Children and Youth, Commissions and Schools for the Blind and Deaf (Vice Chairman); Courts and Administration of Justice, Finance, Housing (Chairman); Insurance, Judiciary No. IV (Vice Chairman); State Government, and University Board of Governors Nominating Committee.

ALLEN C. BARBEE: Agriculture, Commissions and Schools for the Blind and Deaf, Finance (Vice Chairman); Local Government No. I, Rules and Operation of the House, Small Business (Vice Chairman); State Government, and Transportation (Chairman).

CHRIS S. BARKER, JR.: Education, Election Laws, Finance (Vice Chairman); Governmental Ethics, Mental Health (Chairman); Military and Veterans' Affairs, Public Utilities (Vice Chairman); and Wildlife Resources.

ANNE BARNES: Agriculture, Appropriations Base Budget, Appropriations Base Budget Committee on Education, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Education, Corrections (Chairman); Election Laws, Health, Judiciary No. III, Local Government No. I, Manufacturers and Labor (Vice Chairman); Mental Health (Vice Chairman); and State Personnel.

HOWARD C. BARNHILL: Aging, Appropriations Base Budget, Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on General Government, Constitutional Amendments, Education, Health, Housing, Human Resources, Mental Health, and University Board of Governors Nominating Committee.

CHARLES BEALL: Appropriations Base Budget, Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on General Government, Election Laws (Chairman); Higher Education, Insurance, Manufacturers and Labor, Rules and Operation of the House, State Government (Vice Chairman); State Properties, and Transportation (Vice Chairman).

DON BEARD: Alcoholic Beverage Control, Appropriations Base Budget (Vice Chairman); Appropriations Base Budget Committee on General Government (Chairman); Appropriations Expansion Budget (Vice Chairman); Appropriations Expansion Budget Committee on General Government, Banks and Thrift Institutions, Constitutional Amendments, Governmental Ethics, Insurance (Vice Chairman); Judiciary No. IV, and Mental Health (Vice Chairman).

DAN BLUE, JR.: Appropriations Base Budget (Vice Chairman); Appropriations Base Budget Committee on Human Resources (Chairman); Appropriations Expansion Budget (Vice Chairman); Appropriations Expansion Budget Committee on Human Resources, Education, Election Laws, Health, Insurance, Judiciary No. III (Vice Chairman); Manufacturers and Labor (Vice Chairman); Rules and Operation of the House, and State Properties.

FRED BOWMAN: Aging, Banks and Thrift Institutions, Education, Employment Security, Finance, Manufacturers and Labor, Mental Health, and Small Business.

WILLIAM T. BOYD: Finance, Highway Safety, Judiciary No. III, Law Enforcement, Local Government No. II, Natural and Economic Resources, State Properties, and Water and Air Resources.

GEORGE BRANNAN: Banks and Thrift Institutions, Education (Vice Chairman); Election Laws, Energy, Finance, Housing (Vice Chairman); Law Enforcement (Chairman); and Local Government No. I.

C. ROBERT BRAWLEY: Agriculture, Banks and Thrift Institutions, Finance, Housing, Insurance, Mental Health, Small Business, and State Properties.

L. M. BRINKLEY: Agriculture, Appropriations Base Budget, Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Justice and Public Safety, Health, Housing, Local Government No. I, Public Utilities, Small Business, State Properties, and Wildlife Resources.

JOHN W. BROWN: Aging, Agriculture, Finance, Governmental Ethics, Military and Veterans Affairs, State Government, Transportation, and Wildlife Resources.

HAROLD J. BRUBAKER: Agriculture, Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Expansion Budget Committee on Justice and Public Safety, Banks and Thrift Institutions (Vice Chairman); Health, Housing, Manufacturers and Labor, Rules and Operation of the House, Transportation, and University Board of Governors Nominating Committee.

CHARLES F. BUCHANAN: Aging, Agriculture, Finance, Local Government No. I, Military and Veterans Affairs, State Personnel, Transportation, and Wildlife Resources.

DAVID BUMGARDNER: Appropriations Base Budget, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Natural and Economic Resources, Highway Safety (Vice Chairman); Judiciary No. III, Law Enforcement, Local Government No. II, Public Utilities (Chairman); State Government and Transportation (Vice Chairman).

RICHARD CHALK: Appropriations Base Budget, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Natural and Economic Resources, Courts and Administration of Justice, Education, Human Resources, Judiciary No. III, Local Government No. I, Small Business, and Water and Air Resources.

HOWARD CHAPIN: Alcoholic Beverage Control, Appropriations Base Budget, Appropriations Base Budget Committee on Education (Vice Chairman); Appropriations

Expansion Budget, Appropriations Expansion Budget Committee on Education (Vice Chairman); Corrections (Vice Chairman); Cultural Resources, Education, Higher Education, Marine Fisheries (Chairman); and Natural and Economic Resources.

JOHN CHURCH: Agriculture, Finance (Vice Chairman); Higher Education (Chairman); Local Government No. II, Natural and Economic Resources, Rules and Operation of the House, Transportation, and University Board of Governors Nominating Committee (Vice Chairman).

WILLIAM CLARK: Alcoholic Beverage Control (Chairman); Banks and Thrift Institutions, Corporations (Vice Chairman); Courts and Administration of Justice, Employment Security, Finance, Judiciary No. I (Vice Chairman); Manufacturers and Labor, and Water and Air Resources.

BETSY COCHRANE: Appropriations Base Budget, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Natural and Economic Resources, Banks and Thrift Institutions, Children and Youth, Higher Education, Judiciary No. I, Natural and Economic Resources, Rules and Operation of the House, and University Board of Governors Nominating Committee.

JAMES M. COLE: Appropriations Base Budget, Appropriations Base Budget Committee on Education, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Education, Corrections, Cultural Resources, Education, Higher Education, State Government, State Personnel, and Transportation.

MARIE COLTON: Aging, Appropriations Base Budget (Vice Chairman); Appropriations Base Budget Committee on Natural and Economic Resources (Chairman); Appropriations Expansion Budget (Vice Chairman); Appropriations Expansion Budget Committee on Natural and Economic Resources, Children and Youth, Cultural Resources (Vice Chairman); Governmental Ethics, Human Resources (Vice Chairman); Judiciary No. III, Local Government No. II, and Water and Air Resources.

JIM CRAVEN: Agriculture, Alcoholic Beverage Control, Constitutional Amendments, Finance, Law Enforcement, Pensions and Retirement, Water and Air Resources, and Wildlife Resources.

JAMES W. CRAWFORD: Appropriations Base Budget, Appropriations Base Budget Committee on Human Resources (Vice Chairman); Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Human Resources (Vice Chairman); Banks and Thrift Institutions, Higher Education, Judiciary No. I, Local Government No. I, Mental Health, Public Utilities (Vice Chairman); Rules and Operation of the House, and State Government (Vice Chairman).

N. JIM CRAWFORD: Appropriations Base Budget, Appropriations Base Budget Committee on General Government (Vice Chairman); Appropriations Expansion Budget, Appropriations Expansion Budget Committee on General Government (Vice Chairman); Constitutional Amendments, Election Laws, Rules and Operation of the House, State Properties (Vice Chairman); and University Board of Governors Nominating Committee (Chairman).

MELVIN CREECY: Agriculture (Vice Chairman); Alcoholic Beverage Control, Corrections (Vice Chairman); Energy (Chairman); Finance, Highway Safety, Mental Health, Transportation, and Wildlife Resources.

CHARLES L. CROMER: Aging, Appropriations Base Budget, Appropriations Base Budget Committee on Human Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Human Resources, Commissions and Schools for the Blind and Deaf, Health, Human Resources, Judiciary No. IV, Local Government No. I, and Mental Health.

DON DAWKINS: Aging, Banks and Thrift Institutions, Courts and Administration of Justice, Finance, Higher Education, Judiciary No. II, Military and Veterans Affairs, and Water and Air Resources.

MICHAEL DECKER: Aging, Appropriations Base Budget, Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Justice and Public Safety, Banks and Thrift Institutions, Children and Youth, Education, Human Resources, Insurance, and Public Utilities.

DAN DEVANE: Appropriations Base Budget, Appropriations Base Budget Committee on General Government (Vice Chairman); Appropriations Expansion Budget, Appropriations Expansion Budget Committee on General Government (Vice Chairman); Banks and Thrift Institutions (Vice Chairman); Health (Vice Chairman); Judiciary No. II, Law Enforcement, Pensions and Retirement, Public Utilities, Rules and Operation of the House, State Government, and University Board of Governors Nominating Committee.

DAVID H. DIAMONT: Appropriations Base Budget (Vice Chairman); Appropriations Base Budget Committee on Human Resources, Appropriations Expansion Budget (Vice Chairman); Appropriations Expansion Budget Committee on Human Resources (Chairman); Banks and Thrift Institutions (Vice Chairman); Education (Vice Chairman); Health, Human Resources, Local Government No. II, Rules and Operation of the House, University Board of Governors Nominating Committee, Water and Air Resources.

ANN Q. DUNCAN: Appropriations Base Budget, Appropriations Base Budget Committee on Human Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Human Resources, Banks and Thrift Institutions, Cultural Resources, Education, Higher Education, Military and Veterans Affairs, and University Board of Governors Nominating Committee.

RUTH EASTERLING: Appropriations Base Budget, Appropriations Base Budget Committee on Human Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Human Resources, Children and Youth (Chairman); Cultural Resources (Vice Chairman); Energy, Governmental Ethics (Vice Chairman); Judiciary No. I, Local Government No. II, and Manufacturers and Labor.

C. R. EDWARDS: Aging, Appropriations Base Budget, Appropriations Base Budget Committee on Education, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Education, Children and Youth (Vice Chairman); Corrections, Education, Higher Education (Vice Chairman); Housing, Human Resources, Local Government No. I (Vice Chairman); Mental Health, and Rules and Operation of the House.

JEFF ENLOE: Agriculture (Vice Chairman); Appropriations Base Budget, Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on General Government,

Corporations, Election Laws, Employment Security (Chairman); Health (Vice Chairman); Military and Veterans Affairs, State Personnel, and Transportation.

THERESA H. ESPOSITO: Aging, Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget Committee on Natural and Economic Resources, Commissions and Schools for the Blind and Deaf, Cultural Resources, Energy, Health, Law Enforcement, Marine Fisheries, and Military and Veterans Affairs.

BOB ETHERIDGE: Appropriations Base Budget (Chairman); Appropriations Expansion Budget, Children and Youth, Education, Military and Veterans Affairs, Pensions and Retirement (Vice Chairman); Public Utilities, Small Business (Vice Chairman); and Transportation.

LARRY ETHERIDGE: Appropriations Base Budget, Appropriations Base Budget Committee on Human Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Human Resources, Corrections, Insurance, Natural and Economic Resources, Small Business, State Government, State Properties, and University Board of Governors Nominating Committee.

BRUCE ETHRIDGE: Aging, Appropriations Base Budget (Vice Chairman); Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget (Vice Chairman); Appropriations Expansion Budget Committee on Natural and Economic Resources (Chairman); Commissions and Schools for the Blind and Deaf, Education, Human Resources, Marine Fisheries, Natural and Economic Resources (Vice Chairman); and Water and Air Resources (Vice Chairman).

CHARLES EVANS: Appropriations Base Budget, Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Justice and Public Safety, Banks and Thrift Institutions (Chairman); Courts and Administration of Justice, Insurance, Judiciary No. IV (Vice Chairman); Marine Fisheries, Natural and Economic Resources, Rules and Operation of the House (Vice Chairman); and Water and Air Resources.

MILTON F. FITCH, JR: Employment Security, Finance, Housing, Human Resources, Insurance, Judiciary No. III, Manufacturers and Labor, and Water and Air Resources.

RAY C. FLETCHER: Commissions and Schools for the Blind and Deaf (Chairman); Election Laws, Finance, Local Government No. I, Mental Health, Small Business, State Government (Vice Chairman); State Personnel (Vice Chairman); Transportation, and Water and Air Resources.

JO GRAHAM FOSTER: Aging (Vice Chairman); Appropriations Base Budget, Appropriations Base Budget Committee on Education, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Education, Banks and Thrift Institutions, Education (Chairman); Health, Military and Veterans Affairs (Vice Chairman); Pensions and Retirement, State Government, and University Board of Governors Nominating Committee.

AARON E. FUSSELL: Aging, Agriculture, Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Education (Vice Chairman); Appropriations Expansion Budget Committee on Education (Vice

Chairman); Commissions and Schools for the Blind and Deaf, Education (Vice Chairman); Higher Education, Highway Safety (Chairman); and Rules and Operation of the House.

CHARLOTTE GARDNER: Corrections, Education, Employment Security, Finance, Higher Education, Highway Safety, Human Resources, and Mental Health.

HERMAN GIST: Alcoholic Beverage Control (Vice Chairman); Appropriations Base Budget, Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Justice and Public Safety, Banks and Thrift Institutions, Election Laws, Higher Education (Vice Chairman); Insurance, Small Business, State Government, and University Board of Governors Nominating Committee (Vice Chairman).

GORDON H. GREENWOOD: Aging (Vice Chairman); Appropriations Base Budget (Vice Chairman); Appropriations Expansion Budget (Vice Chairman); Appropriations Base Budget Committee on Education, Appropriations Expansion Budget Committee on Education (Chairman); Banks and Thrift Institutions, Health (Vice Chairman); Manufacturers and Labor, Military and Veterans Affairs, State Properties, Water and Air Resources, and Wildlife Resources.

JOE HACKNEY: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget Committee on Natural and Economic Resources, Corrections (Vice Chairman); Courts and Administration of Justice, Energy, Higher Education, Judiciary No. 1 (Vice Chairman); Natural and Economic Resources, and Water and Air Resources (Chairman).

A. M. HALL: Courts and Administration of Justice, Education, Employment Security, Finance, Judiciary No. II, Local Government No. I, Marine Fisheries, Small Business, and University Board of Governors Nominating Committee.

J. MARSHALL HALL: Agriculture, Banks and Thrift Institutions, Election Laws, Energy, Finance, Insurance, Local Government No. II, and Mental Health.

JOHN C. HASTY: Appropriations Base Budget, Appropriations Base Budget Committee on Natural and Economic Resources (Vice Chairman); Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Natural and Economic Resources (Vice Chairman); Banks and Thrift Institutions, Insurance, Judiciary No. III, Law Enforcement, Local Government No. II (Vice Chairman); Manufacturers and Labor (Vice Chairman); Public Utilities, and University Board of Governors Nominating Committee.

C. B. HAUSER: Aging, Appropriations Base Budget, Appropriations Base Budget Committee on Natural and Economic Resources (Vice Chairman); Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Natural and Economic Resources (Vice Chairman); Education, Higher Education (Vice Chairman); Human Resources, Mental Health, Pensions and Retirement (Vice Chairman); and Small Business.

JOE HEGE, JR.: Appropriations Base Budget, Appropriations Base Budget Committee on Education, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Education, Banks and Thrift Institutions, Commissions and Schools for the Blind and Deaf, Election Laws, Judiciary No. II, Public Utilities, Rules and Operation of the House, and State Government.

FOYLE R. HIGHTOWER, JR.: Agriculture, Children and Youth, Education, Election Laws, Finance (Vice Chairman); Insurance (Vice Chairman); State Government (Chairman); Water and Air Resources, and Wildlife Resources.

GEORGE HOLMES: Appropriations Base Budget, Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on General Government, Banks and Thrift Institutions, Courts and Administration of Justice, Insurance (Vice Chairman); Judiciary No. IV, Local Government No. II, Manufacturers and Labor, and Rules and Operation of the House.

CASPER HOLROYD: Aging, Children and Youth (Vice Chairman); Cultural Resources (Chairman); Education (Vice Chairman); Finance, Insurance, Public Utilities, and Water and Air Resources.

BERTHA M. HOLT: Aging, Alcoholic Beverage Control, Appropriations Base Budget (Vice Chairman); Appropriations Expansion Budget (Vice Chairman); Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Expansion Budget Committee on Justice and Public Safety (Chairman); Children and Youth, Constitutional Amendments (Vice Chairman); Cultural Resources, Human Resources, Judiciary No. III (Vice Chairman); and Water and Air Resources.

JOE HUDSON: Agriculture (Vice Chairman); Alcoholic Beverage Control, Appropriations Base Budget, Appropriations Base Budget Committee on Justice and Public Safety (Vice Chairman); Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Justice and Public Safety (Vice Chairman); Children and Youth (Vice Chairman); Judiciary No. III, Local Government No. I, Rules and Operation of the House, Transportation, and Water and Air Resources.

DORIS R. HUFFMAN: Appropriations Base Budget, Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget, Appropriations Expansion Budget Committee General Government, Commissions and Schools for the Blind and Deaf, Courts and Administration of Justice, Education, Election Laws, Housing, Judiciary No. II, and Local Government No. I.

JAMES HUGHES: Alcoholic Beverage Control, Energy, Finance, Insurance, Judiciary No. I, Pensions and Retirement, Public Utilities, and Transportation.

JACK HUNT: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Justice and Public Safety (Vice Chairman); Appropriations Expansion Budget Committee on Justice and Public Safety (Vice Chairman); Energy (Vice Chairman); Judiciary No. I, Law Enforcement, Military and Veterans Affairs, Rules and Operation of the House (Vice Chairman); Small Business, Transportation, and Water and Air Resources.

ROBERT C. HUNTER: Appropriations Base Budget (Vice Chairman); Appropriations Expansion Budget (Vice Chairman); Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget Committee on General Government (Chairman); Corporations, Courts and Administration of Justice (Vice Chairman); Election Laws, Higher Education, Judiciary No. IV (Vice Chairman); Pensions and Retirement, Rules and Operation of the House, and Transportation.

GERALD B. HURST: Education, Finance, Higher Education, Marine Fisheries, Mental Health, Military and Veterans Affairs, Pensions and Retirement, and University Board of Governors Nominating Committee.

VERNON G. JAMES: Agriculture (Chairman); Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget Committee on Natural and Economic Resources, Constitutional Amendments, Marine Fisheries (Vice Chairman); Public Utilities, Rules and Operation of the House, State Properties, and Transportation (Vice Chairman).

LUTHER R. JERALDS: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Human Resources, Appropriations Expansion Budget Committee on Human Resources, Banks and Thrift Institutions, Election Laws, Health (Vice Chairman); Human Resources, Military and Veterans Affairs (Chairman); Rules and Operation of the House, and Small Business (Vice Chairman).

WALTER JONES, JR.: Children and Youth (Vice Chairman); Education, Election Laws (Vice Chairman); Finance, Highway Safety, Human Resources (Vice Chairman); Local Government No. II, State Personnel, and University Board of Governors Nominating Committee.

LARRY T. JUSTUS: Alcoholic Beverage Control, Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Expansion Budget Committee on Justice and Public Safety, Commissions and Schools for the Blind and Deaf, Constitutional Amendments, Human Resources, Military and Veterans Affairs, Transportation, and Small Business.

MARGARET KEESEE-FORRESTER: Children and Youth, Education, Election Laws (Vice Chairman); Finance, Governmental Ethics, Highway Safety, Local Government No. II, and Water and Air Resources.

ANNIE BROWN KENNEDY: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget Committee on General Government, Courts and Administration of Justice, Governmental Ethics (Chairman); Judiciary No. I, Local Government No. II (Vice Chairman); Natural and Economic Resources (Vice Chairman); University Board of Governors Nominating Committee, and Water and Air Resources.

H. MARTIN LANCASTER: Education, Finance, Governmental Ethics, Highway Safety (Vice Chairman); Judiciary No. III (Chairman); Mental Health, Military and Veterans Affairs, Rules and Operation of the House, and University Board of Governors Nominating Committee (Vice Chairman).

BRAD V. LIGON: Aging, Appropriations Base Budget, Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on General Government, Corporations, Employment Security, Health, Human Resources, Pensions and Retirement, Small Business, and Water and Air Resources.

DANIEL T. LILLEY: Agriculture, Alcoholic Beverage Control, Banks and Thrift Institutions, Finance (Vice Chairman); Local Government No. I, Rules and Operation of the House (Chairman); Transportation, and Wildlife Resources (Vice Chairman).

ALBERT S. LINEBERRY: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Justice and Public Safety,

Appropriations Expansion Budget Committee on Justice and Public Safety, Banks and Thrift Institutions, Education, Governmental Ethics, Local Government No. I, Public Utilities, Rules and Operation of the House, and Small Business.

SIDNEY A. LOCKS: Aging (Chairman); Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Human Resources, Appropriations Expansion Budget Committee on Human Resources, Corrections, Governmental Ethics (Vice Chairman); Health, Human Resources (Vice Chairman); Mental Health, and Rules and Operation of the House.

EDITH L. LUTZ: Agriculture (Vice Chairman); Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Human Resources (Vice Chairman); Appropriations Expansion Budget Committee on Human Resources (Vice Chairman); Children and Youth, Human Resources, Insurance, Law Enforcement, Local Government No. II (Chairman); Mental Health, and State Personnel.

ROBERT L. McALISTER: Agriculture, Election Laws, Finance, Health, Local Government No. I (Chairman); Military and Veterans Affairs, State Properties (Vice Chairman); Transportation, and Water and Air Resources (Vice Chairman).

TIMOTHY H. McDOWELL: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Education (Vice Chairman); Appropriations Expansion Budget Committee on Education (Vice Chairman); Constitutional Amendments, Corrections, Higher Education (Vice Chairman); Judiciary No. I, Mental Health, Natural and Economic Resources (Chairman); and Rules and Operation of the House.

JOHN B. McLAUGHLIN: Education, Election Laws, Finance, Higher Education, Insurance, Law Enforcement, Local Government No. II, Mental Health, and State Government.

JOE MAVRETIC: Agriculture, Constitutional Amendments, Education (Vice Chairman); Finance (Vice Chairman); Natural and Economic Resources, Pensions and Retirement (Chairman); Public Utilities, Rules and Operation of the House, Transportation, and Water and Air Resources.

H. M. MICHAUX, JR.: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Education, Appropriations Expansion Budget Committee on Education, Constitutional Amendments (Chairman); Courts and Administration of Justice (Vice Chairman); Election Laws, Higher Education, Judiciary No. II (Vice Chairman); Rules and Operation of the House, and University Board of Governors Nominating Committee.

GEORGE W. MILLER, JR.: Corporations, Finance, Governmental Ethics, Insurance (Vice Chairman); Judiciary No. I (Chairman); Public Utilities (Vice Chairman); Rules and Operation of the House, and University Board of Governors Nominating Committee.

IVAN MOTHERSHEAD: Alcoholic Beverage Control, Banks and Thrift Institutions, Corporations, Finance, Insurance, Manufacturers and Labor, Public Utilities, and Rules and Operation of the House.

WENDELL MURPHY: Agriculture, Appropriations Base Budget, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Natural and Economic

Resources, Banks and Thrift Institutions (Vice Chairman); Corrections (Vice Chairman); Election Laws, Health (Chairman); Higher Education, Insurance, Judiciary No. II, Rules and Operation of the House, and University Board of Governors Nominating Committee.

MARTIN L. NESBITT: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Education (Vice Chairman); Appropriations Expansion Budget Committee on Education (Vice Chairman); Courts and Administration of Justice (Vice Chairman); Insurance (Chairman); Judiciary No. I, Local Government No. II, Pensions and Retirement, Rules and Operation of the House, Small Business, and Water and Air Resources.

DAVID J. NOLES: Agriculture, Appropriations Base Budget, Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on General Government, Highway Safety, Law Enforcement, Local Government No. I, Mental Health, Military and Veterans Affairs, and Pensions and Retirement.

EDD NYE: Aging, Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget Committee on Natural and Economic Resources, Courts and Administration of Justice, Education, Local Government No. I (Vice Chairman); Pensions and Retirement (Vice Chairman); Public Utilities, Transportation, and Wildlife Resources (Chairman).

CHARLES OWENS: Corporations (Chairman); Education, Finance, Human Resources, Local Government No. I (Vice Chairman); Natural and Economic Resources, State Properties, and Water and Air Resources (Vice Chairman).

HARRY E. PAYNE, JR.: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Expansion Budget Committee on Justice and Public Safety, Banks and Thrift Institutions, Courts and Administration of Justice, Insurance, Judiciary No. IV, Law Enforcement (Vice Chairman); Manufacturers and Labor (Chairman); and Water and Air Resources (Vice Chairman).

MURRAY POOL: Agriculture, Alcoholic Beverage Control, Finance, Insurance, Law Enforcement (Vice Chairman); Local Government No. II (Vice Chairman); Mental Health, Small Business (Vice Chairman); and Water and Air Resources.

COY PRIVETTE: Alcoholic Beverage Control, Corrections, Employment Security, Finance, Governmental Ethics, Human Resources, Judiciary No. I, and Military and Veterans Affairs.

W. PAUL PULLEY: Banks and Thrift Institutions (Vice Chairman); Energy, Finance, Judiciary No. IV (Chairman); Natural and Economic Resources, Public Utilities, Rules and Operation of the House, and Water and Air Resources (Vice Chairman).

DWIGHT W. QUINN: Corporations, Employment Security (Vice Chairman); Finance (Chairman); Health, Judiciary No. II, Manufacturers and Labor, Rules and Operation of the House (Vice Chairman); and Water and Air Resources.

E. DAVID REDWINE: Agriculture, Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on General Government, Appropriations Expansion Budget Committee on General Government, Banks and

Thrift Institutions, Children and Youth, Courts and Administration of Justice, Higher Education, Marine Fisheries (Vice Chairman); Military and Veterans Affairs, and Public Utilities.

FRANK E. RHODES: Appropriations Base Budget, Appropriations Base Budget Committee on Justice and Public Safety, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Justice and Public Safety, Corrections, Education, Higher Education, Highway Safety, Mental Health, Natural and Economic Resources, and Small Business.

JOHNATHAN RHYNE: Banks and Thrift Institutions, Corporations, Courts and Administration of Justice, Cultural Resources, Finance, Governmental Ethics, Higher Education, and Judiciary No. IV.

JAMES F. RICHARDSON: Banks and Thrift Institutions, Corrections, Education, Employment Security, Finance, Health, Human Resources, and Mental Health.

GEORGE ROBINSON: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Human Resources, Appropriations Expansion Budget Committee on Human Resources, Courts and Administration of Justice, Insurance, Judiciary No. I, Manufacturers and Labor, Marine Fisheries, Public Utilities, and Water and Air Resources.

FRANK J. SIZEMORE, III: Appropriations Base Budget, Appropriations Base Budget Committee on Natural and Economic Resources, Appropriations Expansion Budget, Appropriations Expansion Budget Committee on Natural and Economic Resources, Education, Higher Education, Human Resources, Judiciary No. III, Local Government No. II, Natural and Economic Resources, and Rules and Operation of the House.

J. RAY SPARROW: Banks and Thrift Institutions, Constitutional Amendments, Corrections, Finance, Housing, Judiciary No. IV, Law Enforcement (Vice Chairman); Small Business, and Transportation.

ROY SPOON: Alcoholic Beverage Control (Vice Chairman); Finance, Health, Highway Safety, Local Government No. I, Military and Veterans Affairs, Rules and Operation of the House, and Water and Air Resources.

PEGGY STAMEY: Aging, Banks and Thrift Institutions, Education, Finance, Highway Safety, Judiciary No. II, Marine Fisheries (Vice Chairman); Rules and Operation of the House (Vice Chairman); and State Personnel (Chairman).

TIMOTHY N. TALLENT: Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Education, Appropriations Expansion Budget Committee on Education, Banks and Thrift Institutions, Children and Youth, Corporations, Public Utilities, Small Business, State Properties, and Wildlife Resources.

PAUL TYNDALL: Aging, Education (Vice Chairman); Finance, Marine Fisheries, Mental Health (Vice Chairman); Military and Veterans Affairs, Pensions and Retirement, Public Utilities, and Wildlife Resources (Vice Chairman).

HENRY M. TYSON: Agriculture, Alcoholic Beverage Control (Vice Chairman); Finance, Law Enforcement (Vice Chairman); Manufacturers and Labor, State Properties (Chairman); and Water and Air Resources.

LOIS S. WALKER: Appropriations Base Budget, Appropriations Expansion Budget,

Appropriations Base Budget Committee on Education, Appropriations Expansion Budget Committee on Education, Education, Election Laws, Governmental Ethics, Higher Education, Marine Fisheries, Mental Health, and State Personnel.

ED WARREN: Agriculture (Vice Chairman); Appropriations Base Budget (Vice Chairman); Appropriations Base Budget Committee on Education (Chairman); Appropriations Expansion Budget (Vice Chairman); Appropriations Expansion Budget Committee on Education, Banks and Thrift Institutions (Vice Chairman); Corrections, Higher Education, Natural and Economic Resources, Pensions and Retirement, and Public Utilities.

RAYMOND WARREN: Constitutional Amendments,Courts and Administration of Justice, Finance, Human Resources, Judiciary No. IV, Law Enforcement, Local Government No. II, and Public Utilities.

WILLIAM T. WATKINS: Appropriations Base Budget, Appropriations Expansion Budget (Chairman); Constitutional Amendments, Corporations, Courts and Administration of Justice, Election Laws (Vice Chairman); Health, Judiciary No. IV, Rules and Operation of the House, and Small Business.

DENNIS A. WICKER: Courts and Administration of Justice (Chairman); Finance (Vice Chairman); Insurance (Vice Chairman); Judiciary No. I, Local Government No. II, Public Utilities, State Government, and Transportation.

WALTER H. WINDLEY: Constitutional Amendments, Finance, Judiciary No. II, Local Government No. II, Mental Health, Rules and Operation of the House, and State Government.

BETTY H. WISER: Aging, Commissions and Schools for the Blind and Deaf, Cultural Resources, Employment Security, Finance, Human Resources, Local Government No. II, Pensions and Retirement, and State Personnel.

STEPHEN W. WOOD: Finance, Governmental Ethics, Higher Education, Housing, Insurance, Local Government No. I, Rules and Operation of the House, and Small Business.

BARNEY PAUL WOODARD: Aging, Agriculture, Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Human Resources (Vice Chairman); Appropriations Expansion Budget Committee on Human Resources (Vice Chairman); Health, Highway Safety, Human Resources (Chairman); Judiciary No. II, and State Personnel (Vice Chairman)

CHARLES D. WOODARD: Aging (Vice Chairman); Appropriations Base Budget, Appropriations Expansion Budget, Appropriations Base Budget Committee on Human Resources, Appropriations Expansion Budget Committee on Human Resources, Highway Safety, Human Resources, Judiciary No. II, Law Enforcement, Mental Health, Military and Veterans Affairs (Vice Chairman); and Small Business (Chairman).

RICHARD WRIGHT: Alcoholic Beverage Control (Vice Chairman); Children and Youth, Courts and Administration of Justice, Finance, Highway Safety, Judiciary No. II (Chairman); Local Government No. I (Vice Chairman); Public Utilities, and Rules and Operation of the House.

1985 HOUSE OF REPRESENTATIVES OFFICERS AND STAFF

OFFICE OF THE SPEAKER	
Speaker	Liston B. Ramsey
Administrative Officer	Dot Barber
Administrative Assistants	Sam Beam
	Roger Bone
Special Assistant to Speaker	Russell Clay
Administrative Clerk	Jean Mims
Administrative Assistant & Page Coordinator	Nan Mobley
OFFICE OF THE SPEAKER PRO TEMPORE	
Speaker Pro Tempore	Jack Hunt
Secretary	Betsy Sykes
OFFICE OF THE PRINCIPAL CLERK	
Principal Clerk	Grace A. Collins
Assistant to Principal Clerk	Annie T. Teague
Calendar Clerk	Denise Wilson
Assistant Calendar Clerks	Jane Cregger
	Jean Hicks
	Jeanette Smith
	Michelle Weiler
Journal Clerk	Grace (Mack) Shuford
Assistant Journal Clerks	Emily Conn
	Tamara Vincent
	Carmen Wimberley
Journal Computer Operators	Wanda Averette
	June Greeson
	Lois Wilkerson
READING CLERK	Sam J. Burrow, Jr.
OFFICE OF THE SERGEANT-AT-ARMS	
Sergeant-at-Arms	Larry P. Eagles
Deputy Sergeant-at-Arms	Michael L. Cardwell
Assistant Sgts.-at-Arms	John A. Bason
	William A. Davis
	Vanessa P. Guess
	Leigh A. Jones
	James E. Long, Jr.
	Catherine E. Mayo
	Steven D. Moazed
	William M. Nesbitt
	Robert A. Pleasants
	William R. Taylor
	Oscar L. Tyson, Jr.
	Tommy D. Vest
	James K. Williams
	Larry K. Williams

1985
HOUSE COMMITTEE CLERKS AND SECRETARIES

Anne Cole, Supervisor

CLERKS AND SECRETARIES	COMMITTEE
Amos, Brenda H.	Commissions & Schools for Blind & Deaf
Andrews, Dot	
Avent, Irma	
Barnes, Elaine	
Beason, Janet	
Blair, Gloria	Military & Veterans Affairs
Bland, Cindy	Water & Air Resources
Blanton, Nancy	
Blow, Karen	Appropriations Expansion Budget
Boyette, Mandy	Univ. Bd. of Govs. Nominating Committee
Braswell, Julia	
Burden, Lila	
Caldwell, Wilma	Approp. Base Budget Education
Capps, Mary	Mental Health
Clark, Judy	Highway Safety
Cline, Alice	Education
Coley, Cindy	
Coordes, Carolyn	Judiciary II
Crocker, Dot	Courts & Administration of Justice
Crutchfield, Julia	
Currie, Virginia	Corrections
Davenport, Ruth	
Dixon, Martha	Human Resources
Donnell, Melissa	Natural & Economic Resources
Douglas, Janice	
Downs, Donna	
Edwards, Ada	Rules & Operations
Edwards, Virginia	Approp. Expansion Budget Education
Ely, Cynthia	
Eskridge, Fran	
Farrish, Jacqueline	Aging
Filskov, Suzanne	
Finch, Mary Ann	Local Gov. I
Fowler, Nancy	Election Laws
Freeman, Molly	Approp. Expansion Budget Human Resources
Fuller, Joyce	Cultural Resources

Goodwin, Melba	Approp. Expansion Budget Nat. & Econ. Resources
Gregory, Hester	Transportation
Gulley, Angela	
Gulley, Gwendolyn	Housing
Hamby, Jackie	Public Utilities
Hartsell, Evelyn	
Hedspeth, Becky	State Government
Henderson, Surena	Health
Herndon, Nell	
Hinkle, Jan	
Hodge, Joyce	Governmental Ethics
Hogan, Peggy Ann	
Holloway, Debra	Judiciary I
Hoppa, Eileen	
Houck, Debra	
Jeans, Janie	
Jones, Barbara C.	
Jones, Barbara G.	
Jones, Glenda	
Joslin, Carolyn	
Joyce, Nancy	Wildlife Resources
Joyner, Debra	Constitutional Amendments
Justus, Carolyn	
Kemp, Faye	
Kidd, Anna	
Lamson, Mary Bryant	Higher Education
Lee, Jonnie	State Personnel
Lennon, Betty Anne	
Lewis, Lou Ellen	Pensions & Retirement
Loving, Nancy	
McCann, Virginia	Corporations
Miller, Dee	Approp. Base Budget Human Resources
Mills, Joanna	
Mitchell, Mary Jarvis	Pensions & Retirement
Moore, Mary	Banks & Thrift Institutions
Moore, Susan	Small Business
Murray, Rosa	
Nifang, Lisa	
Noles, Sherry	
Osborne, Gail	Insurance
Osborne, Sue	
Pearce, Lillie	Judiciary II
Peele, Kaye	
Peele, Nell	Approp. Expansion Budget Justice & Public Safety
Phillips, Shirley	Finance
Pittman, Jackie	
Poole, Bobbie	
Prescott, Mollie	Appropriations Base Budget
Raley, Joan	Judiciary IV

Ratcliff, Shirlyn	
Reimers, Claire	
Reynolds, Emily	Alcoholic Beverage Control
Robey, Judy	Local Government II
Robinson, Mary Lee	
Robinson, Matilda	
Rutherford, Janie	
Rutherford, Jill	
Scott, Maureen	
Sheets, Marie	Agriculture
Showers, Evelyn	
Smith, Amy	
Smith, Barbara	
Smith, Jo	
Snakenburg, Marie	
Stainback, Ferebee	Approp. Expansion Budget
	General Gov't.
Stancil, Ann	Marine Fisheries
Stone, Joyce	Manufacturers & Labor
Strange, Wendy	
Strong, Lois	
Sussenguth, Ann	
Swindell, Martha	Approp. Base Budget
	General Gov't.
Swinson, Betty Jean	
Sykes, Betsy	Speaker Pro Tem
Tate, Lillian	
Teulings, B. Jaye	
Thompson, Lucille	Judiciary III
Thompson, Susan	
Treece, Brenda	
Tyson, Patricia	State Properties
Underwood, Lois	
Vaughan, Barbara	
Vinegar, Iris	
Wallace, Dot	
Warren, Catherine	
Wehrle, Joyce	Children & Youth
West, Helen	Election Laws
Whiting, Mary	
Williams, Carolyn	Law Enforcement
Williams, Geretta	Energy
Willis, Judy	Approp. Base Budget
	Nat. & Econ. Resources
Wilson, Anne	Approp. Base Budget
	Justice & Pub. Safety
Wolf, Lynda	Employment Security
Wood, Mary Lib	
Yelton, Betty	
Young, Jeddy	Judiciary II
Zevenhuizen, Cathryn	

PRAYERS OFFERED IN THE HOUSE OF REPRESENTATIVES 1985

by

The Reverend Kermit L. Braswell House Chaplain and Others

February 5, 1985

Let us pray.

Almighty and everlasting God, we meet here today as members of this House. As we come, we know that there are members who have been here for many years and those who are new.

It is a day of beginning and a time that will be recorded in the history of this State.

Bless each one and strengthen each one as they consider the issues of this House and make decisions that will affect the lives of everyone in the State of North Carolina.

Bless these members as they give leadership to this great State of North Carolina.

Amen.

February 6, 1985

Our Father in Heaven, who knowest the thoughts of our minds and the desires of our hearts, we thank Thee for Thy presence. Thou knowest us corporately as well as individually, even to the point of knowing the committees on which we would like to serve.

Some who will be appointed will be elated, others will be disappointed, while others will be willing to serve wherever appointed.

Bless the Speaker as he makes decisions, and bless each one and help him or her to accept whatever task given and to work to the end of making this House of Representatives for 1985 the most effective in its history.

Amen.

February 7, 1985

Almighty God, as we are gathered together here, we have many questions in our minds, some are asking who am I, while others are asking why am I here, and still others are asking how can I accomplish what I need to do and what I promised my constituents that I would do.

Grant, O God, to each member of this House the strength and courage and ability to do

what he or she needs to do for his or her constituents, but help each one we pray to understand the needs of the entire State of North Carolina and to be a part of meeting them.

In Thy name we pray.

Amen.

February 8, 1985

O God, Lord of life who grants unto us every blessing in life, and who brings redemption to life, we thank Thee for Thy love.

As this week comes to a close, we are all looking forward to going home. Maybe we have been frustrated at times, while others very happy. Grant a safe trip home and refreshing rest in order that we will be ready for next week.

Amen.

February 11, 1985

God of the universe, we are here tonight because we want to be, and because it is our duty to be present. We thank you for a weekend of rest and reflection.

More and more issues are beginning to face us, and we know that we must honestly face them. We acknowledge that the longer we stay, the more difficult it will become. Grant unto each member of this House the grace needed to face each issue and make decisions that are in keeping with Thy will.

Amen.

February 12, 1985

Eternal God, there are many blessings which we could request, but we request the gift of strength. Help us to persevere and do what we need to do.

Most of all, help us to understand the meaning of the word strength so that we would know that we are often strongest when we are weakest.

In Thy name we pray.

Amen.

February 13, 1985

Eternal and gracious God, we thank Thee for the beautiful day, the beauty of Thy creation, which surrounds us, and for our families and friends who love us.

We know that there are members of this body who have relatives who are sick. We pray that Thou wilt guide and direct the doctors who seek to bring about healing.

There are others who must be facing grief. Comfort and reassure them in their moments of distress and trouble. Be near to us and help us.

It is in the Master's name we pray.

Amen.

February 14, 1985

O God, our Father, we pause in Thy presence awed by Thy goodness. The weeks between our election and now seem to be many. Help us to understand that we are servants. Servants of the people who elected us and of Thee.

So often we wish to be served rather than to serve. Be near to us and enable us to be the chief servants so those who watch us will know that we are servants.

In Thy name we pray.

Amen.

February 15, 1985

Almighty God our Father, we acknowledge that we are a proud people. We have made many accomplishments through our elections.

Help us, we pray, to understand the meaning of humility. May we not have a perverted view of pride, for if we do, we will think too highly of ourselves, but also help us not to have a perverted view of humility or we will think too lowly of ourselves.

Help us to be what Thou would have us to be.

In Thy name we pray.

Amen.

February 18, 1985

There are times when we feel that you have forgotten us, O God. Our faith in thee is restored when we remember that Jesus came into the world. You have always known the world and your children who dwell therein, their failures and their successes, their weaknesses and their strengths. You will never leave us comfortless. Our fathers longed to see the day of Christ's coming. Some died, not having received the promise. They might, in their human weakness, have cried out that you had forgotten them. Now, too, we know that you never forsake your own; they are ever with thee.

Many times we, too, have wished that Jesus might come. We share with those of old the feeling that all is not well with the world, and that only the presence of your Son will bring peace on earth and good will to men. All too often we forget the lesson of the Incarnation. We go our way and when that way grows hard we call upon thee. Perhpas we wonder why you have allowed us to travel so many meaningless and useless pathways. Help us never again to entertain thoughts so unworthy of ourselves and so false to thee. We commit all our ways and the way of a wandering and weary world into your keeping, knowing that Jesus will come to us again in the fulness of our time. For we pray in the name of the Father, Son and Holy Spirit. Amen.

Prayer by
The Reverend Rudolph H. Hodge
Minister of Visitation
Hayes Barton United Methodist Church
Raleigh, North Carolina

February 19, 1985

Eternal God, as we think, meet in committees, and prepare for debate, we ask Thee to

help us remember the past. May we remember those who filled our seats and helped shape the destiny of our state.

Be with us as we make decisions now concerning our state and may each member of this House know that decisions made now will shape it for the future, even to the end.

In Thy Name.

Amen.

February 20, 1985

Let us pray.

O God, our Father, on sunny days we feel so good and yet on those days that are cloudy somehow we feel from time to time that life becomes cloudy. Help us to know that in Thee that life is always sunny and that nothing is so small that it goes unnoticed by Thee, and that nothing is so complicated or complex that you do not understand it. Help us to believe this and to know this as we seek to go about our work.

In Thy name we pray.

Amen.

February 21, 1985

Eternal God, our Father, we pause in the midst of our hectic lives to acknowledge Thee, for only Thou art great, and to say "Thank You" for this beautiful day and for every expression of Thy love which has come our way.

Be very near to this Assembly today in its deliberations and decisions. Guide and uphold each member so to know Thy wisdom and find direction in Thy perfect will.

We pray for each individual member and the special and specific needs they might have just now. Bless those families from whom many are separated during this session.

Use each of us this day and every day as emissaries of thy "good news" to all men in Christ Jesus. Give us confidence that thy grace supports us in every situation. Amen.

Prayer by
The Reverend Jerry Smith
Fuquay-Varina
United Methodist Church

February 22, 1985

Let us pray.

Our Father, help each member of this House of Representatives to know that today is the first day of the rest of his or her life.

As we think of life from this perspective, we know that it is important that we use it carefully. Cause us not to be morbid and to think about dying, but rather to think about living and to know that we need to live each day as we deliberate and carry on the business of this House.

Be with us and keep us.

In Thy name we pray.

Amen.

February 25, 1985

Let us pray.

O God, many members of this House are raising the question, how many more bills will there be introduced, and as we think about the number, somehow it overwhelms us. As we examine them, some seem so unimportant while to others they are so significant. Somehow give us insight and guidance that we might know that each bill that is presented is important to the one who offers it. May it be examined and carefully viewed by the respective committee.

Give us guidance and may we know that all of the laws that are enacted are done so to govern the lives of Thy children in the State of North Carolina.

In Thy name we pray.

Amen.

February 26, 1985

Almighty God, who divided day from night, whose hand stretched out the heavens and commanded all their hosts, who laid the foundations of the deep, who spoke and it was done, who commanded and it stood fast, we worship you who are the creator and the source of our life, the preserver of all things that live.

O Lord, who has set us in a day of great confusion and of great hope, you have tried us by many perplexities and disciplined us with many responsibilities. Help us to live in the trials of our day with patience and to meet our tasks with courage. When the confusion of claims threatens to overwhelm us, guide us by your grace; when our tasks are beyond our powers, assist us with your power; when our own fears and ambitions add to the world's woes, over-rule us to that despite our weakness your will may be done. In Christ's name we pray. Amen.

Prayer by
The Reverend Michele R. Wellons,
Associate Minister
Hayes Barton United Methodist Church

March 1, 1985

Let us pray.

O God, it was only yesterday that the Governor stood here and made his speech. When he finished, there were those who thought it was the finest speech that any Governor had ever made, while others thought it was the most ridiculous one ever made. Then there were others who were committed in their minds to seeking to bring about reconciliation and unity.

We pray that Thou wilt lead this House as it continues to work, cause it to be united, cause it to strive for the purpose of helping people. Make the differences known, and yet, O God, may they be resolved.

Bless each member this day and each member of the staff who works diligently to make

the work of this House possible. Help this to be a productive day, one which will always be remembered.

In Thy name we pray.

Amen.

March 4, 1985

Let us pray.

Almighty God, as we pause in Thy presence we are aware that one among us is in grief because of the loss of a child. Be near to him and his family, undergird them and strengthen them. When he returns to this House, may it become a support group showing love and concern unto him.

We know in many ways members of this House believe that the meeting this evening may have been one of the most important meetings that will be held as the Governor met with the Appropriation Committees of both Houses.

Tomorrow morning as the sub-committees go to work, we pray that Thou wilt give guidance and direction. May they use sober judgment. May they be firm in their convictions and yet may they seek to do that which is right, looking for the best for all of Thy people in this great State.

In Thy name we pray.

Amen.

March 5, 1985

Let us pray.

O God, we thank Thee for this day, for the beauty of it reminds us of Thy presence and Thy love and Thy grace.

We thank Thee for the members of this House, for the particular responsibility that each one has, and we pray that Thou wilt grant unto each one the know-how to perform his or her task, to do so gladly, to do so with thanksgiving and to do so knowing that they occupy an honored place.

We thank Thee for the Speaker of this great body, and we ask Thee to guide him day by day as he leads in deliberations. For all of those that are seated with him, we offer our gratitude, for without them, the work of this House would be impossible.

And then, O God, help us to remember the multitude of others that are working in various and sundry capacities, all working together as a team to make this legislative process possible.

Be near and bless, for it is in Thy name we pray.

Amen.

March 6, 1985

Let us pray.

Eternal and Everlasting God, as this House assembles, we would ask Thee to help them to ask a question and that question being, "Who are we?" And to be more specific, may

each one ask the question, "Who am I?" This is a frightening question to ask because as we ask this question there are so many things that are relative to the answer. For some the answer comes when we ask, "Who am I?" in terms of the education that we might have, for others it might have to do with the family from which we have come, while others might understand himself or herself in terms of origin as it relates to power. This is a great body, and the group that understands the meaning of power; we pray that somehow that Thou will help each one to understand that he or she is an earthen vessel, all of us are weak and frail and that true power comes from Thee.

Help us, O God, to understand who we are and for each individual to be able to ask himself or herself the question, "Who am I?" and to know.

Amen.

March 7, 1985

Let us pray.

O God, our Father, there are many petitions that we offer unto Thee daily. We recognize many needs that we have individually and collectively. One of the great needs that we have is to understand the meaning of humility. Often times it is difficult to be humble in a position like the members of this great body occupy, but we pray that Thou will enable each one to understand the meaning of humility, to put aside that pride which might hinder the work individually and collectively and help us to know that as we become humble, we become great.

In Thy name we pray.

Amen.

March 8, 1985

Let us pray.

Heavenly Father, for many of us as we woke up this morning, we said, "Thank the Lord it is Friday and this week has come to an end." And then there are others that woke up this morning with feelings of frustration, for the accomplishments this week have not been what they had anticipated and hoped them to be. For others, going home is going to be refreshing, while others will go home to difficult circumstances.

We pray that Thy grace will be with us during the weekend and that we shall all have refreshing rest and that we shall all be renewed in mind and spirit and ready to come back on Monday to begin the work of this House.

In Thy name we pray.

Amen.

March 13, 1985

Let us pray.

O Lord, somehow we lived through the ACC Tournament. We had many thoughts about it. We were pulling for different teams. And one that some years ago would never have thought to have won, won.

In some ways this House reminds us of that tournament. There are those here who are

so confident in terms of what they are doing that they know beyond any doubt that they will be the winner, and they may lose. On the other hand, there are those who have serious doubts about themselves and are not sure that they will win, and they might be the winners. We ask Thee whether we win or whether we lose, that Thou will be near to us to grant unto us the awareness of Thy presence and to make us aware of the need of Thy grace which sustains us in every moment in life.

Be with this body and guide it.

For it is in Thy name we pray.

Amen.

March 14, 1985

O God, our gracious Father, you are the great governor of all the World, the Lord of the states, the Shepherd of the people: We pray today for these public leaders. As they hold and shape the destiny of your people, make them alert to the people's needs and aware of your divine principles of law and justice; truth and compassion.

Holy Father, breathe a new spirit into these legislators today. Give them a vision of your grand plan for this state; and set their hearts on fire with a noble resolve to fight hard for a free, peaceful and productive citizenry.

Now, good Lord, we offer up to your Fatherly care, each of these leaders gathered here in this moment of devotion. You know the burdens they carry, the condition of their heart and life. We pray your Spirit will move in each to give insight and guidance, to strengthen their person and give fortitude to their resolves. Bless their families with patience and grace as they share their beloved in service to this state.

Thanks be to you, O Lord, for all your gifts and for this day and hour of opportunity. We give you now our best in mind and spirit, trusting that you will enter these deliberations and sustain your divine will in all our counsels to the honor and glory of your holy name. Amen.

Prayer by
Rev. E. Clifford Shoaf
Pastor
Mt. Olivet United Methodist Church
Manteo, NC

March 18, 1985

Let us pray.

The psalmist said, "I will lift up mine eyes unto the hills from whence does my help come." "My help comes from the Lord who made Heaven and earth."

We pray, O God, that Thou wilt enable us to understand the source of our help and also that Thou wilt give unto us an understanding that Thou art the owner of this universe, and that this area over which we preside and for which we are the custodians, that Thou art the owner. May we treat it as such as we offer bills and as we debate and deliberate.

Be near to us and guide us.

In Thy name we pray.

Amen.

March 20, 1985

Let us pray.

O Lord, we thank Thee for Thy many blessings.

We recognize that we live in a world of controversy. There are those who enjoy it and seek to stir it up. There are others who seek to be the leavening influence. But we pray that as decisions are made, often times difficult decisions, that even in the midst of controversy that we shall respond in terms of our conscience, asking Thee to guide us and direct us in order that we might do that which is in keeping with Thy will.

Bless each member of this House, and may each one seek to be diligent to his or her own conscience.

In Thy name we pray.

Amen.

March 21, 1985

Let us pray.

Eternal God, we are grateful for these members of this House, but today may we offer unto Thee a petition of thanksgiving for the many families that are represented. What an honor it is to be elected to such high positions. But we know with that honor comes cooperation and demands that are made upon each family. So we pray that Thou wilt be near to each family, to bless the spouses and the children. Be near to them in the absence of mother or father. Help them to understand the task of service and to be in unity with what is being done and the office that is being filled. May they know of the love that each member of the House has for his or her family and feel their presence even in their absence.

In Thy name we pray.

Amen

March 25, 1985

Let us pray.

The psalmist said, "The Lord is my Shepherd, I shall not want." "He makes me to lie down in green pastures."

O Lord, so often green pastures are presented unto us. The grazing that the sheep knew we have as an opportunity of life, and yet we take it for granted. We find ourselves so busy in life, often times doing that which is productive, that which benefits those people back at home whom we represent, and often times we find ourselves spinning our wheels making few or no accomplishments.

We pray that Thou would sensitize us and help us to know that through Thy manifold mercies and greatness and through the many blessings that are given unto us through Thee, that we shall be able to find life and find it forever.

In Thy name we pray.

Amen.

March 26, 1985

Let us pray.

O Lord, our God, looming in our minds are bills and motions, so many motions that we are fatigued from hearing them. Some being unable to eat and not having the opportunity to eat because this great House would not suspend the rules.

And as we go back and forth dealing with motions, even motions to adjourn rather than to remain at work, we find ourselves in the position of laughing at ourselves, having fun with each other, putting the Speaker through a difficult time, and yet, O God, all of this seems to be necessary in order to bring about and effect the laws of our State.

So be near to each member of this House. And in times of serious debate and in times of laughter, in times when motions seem to some inappropriate, at times when Democrats are pitted against the Republicans, in all of this, may that which is pleasing to Thee be done. Use us as earthen vessels to bring it about.

In Thy name we pary.

Amen.

March 27, 1985

Let us pray.

Our Father, this day is so beautiful that we feel we would like to adjourn and go to the outside, but we know that it might be difficult to conduct business there. Cause us to keep our minds on what we are doing here, and yet at the same time to be extremely grateful and thankful for all of the many blessings that Thou hast given unto us. They are so numerous, so many that we can not recall them, so many that we forget and fail to remember; but we offer unto Thee our gratitude for each and every blessing that Thou hast given unto us.

Bless this group and strengthen each one. For it is in Thy name we pray.

Amen.

March 28, 1985

Let us pray.

O God, our Father, it was one year ago today that the tornado came through our State causing people to lose their lives and devastating so many. It is a concern of ours in terms of what they have faced this past year; in particular those representatives who have dealt with those people, who have shown them love and concern, we thank Thee for their love.

Most of all, O God, we thank Thee that we can depend upon Thee to be our Father in all kinds of times; whether good or bad, we know that Thou art near us.

Lead, guide and direct us, and bless those whose memories will go back one year to the time when they lost loved ones, the time when neighbors were devastated and perhaps property destroyed. Help them to feel Thy love and grace.

In Thy name we pray.

Amen.

March 29, 1985

Let us pray.

O God, in the midst of all our deliberations, we ask Thee to make us proper representatives. May we be able to represent those that we know that are wealthy and powerful, but at the same time to represent those that are poor and powerless. Give unto us the ability to represent those who helped us to be elected, and yet to represent those that worked for us, and we may not know about it. We ask Thee, O God, to help us to properly represent those who stood behind us all the way and yet to represent those that fought us to the bitter end.

Make us individuals that are great in being statesmen enabled to carry through our commitments.

In Thy name we pray.

Amen.

April 1, 1985

Let us pray.

O God, Thou hast given unto us many gifts. We have the gift of speaking. Often times we say too much, and then again we fail to say enough. Thou hast given unto us the ability to think. We pray that Thou wilt enable us to use that gift as we work through our committees and as we work in this House as a body. We hope that each has received the gift of love to show appreciation one to another, to feel the closeness as a Body and to spread this love throughout the area that is represented by each one.

Be near to us tonight, and lead, guide and direct us.

In Thy name we pray.

Amen.

April 2, 1985

Let us pray.

O God, we confess unto Thee that we are finite, and we acknowledge that you are infinite.

We know that we are limited by time and space, and that you are not. To understand ourselves in this way causes us pain sometimes, but it helps us not to think too highly of ourselves. We ask Thee to help us to know that no matter who we are, that we are important to Thee. We are Thy children and that Thou art our Father.

Look over us and guide us and keep us, for it is in Thy name we pray.

Amen.

April 3, 1985

Let us pray.

O God, the beauty of Thy creation is bursting out all around us, the beautiful flowers that are blooming, the trees that are budding, the birds that are chirping remind us of Thy great creation.

It is difficult for us who live in this technological age to realize that Thou art the Creator, because we see so many things that are made that we do not understand that it causes us to think of the greatness of man and enables us from time to time to allow Thee to diminish in our sight. It also humbles us, O God, to know that all of the elements that are necessary for all of the creations and inventions that we see were made by Thee from the beginning.

May we love and appreciate and adore Thy creation and enjoy the beauty of it.

In Thy name we pray.

Amen.

April 4, 1985

Let us pray.

O God, we ask Thee to teach us to listen. May we listen to those whom we represent and be keenly aware of their needs. But at the same time, make us aware of the fact that we are responsible for those decisions which we make.

Help us to listen to each other. Cause us to refrain from voting against bills and motions simply because others are voting for them or to vote for a certain matter simply because others are voting against it. Rather, help us to understand the seriousness of the responsibility that has been given to us by the voters of the State of North Carolina. It has been entrusted to this Body and may it always collectively and individually seek to act responsibly.

In Thy name we pray.

Amen.

April 5, 1985

Let us pray.

Our Father, we think so much about what we give and so much about what we do, so much about the time that is required of us, and yet we would hope that we would somehow find the time to sit down and reflect upon all that Thou hast done for us.

May we always remember that Thou art our Father, that Thou art constantly doing things for us that we forget, even when we come to those moments of almost passing from this life to the next. When we have a come back, we find ourselves quickly forgetting Thy providential care and love. Help us to remember that, and as we remember that, may it temper all that we do that affects the lives of Thy children, young, the youth, the adults throughout our State.

In Thy name we pray.

Amen.

April 8, 1985

Let us pray.

Almighty God, Father of us all, as we assemble here this evening after a weekend of rest and relaxation, we lift up unto Thee those people across this State of ours that have received pain and damage because of fire. We ask Thee to be close to each one and even

though there are many affected, may each one feel like that he or she is very important to Thee.

We thank Thee for the thoughtfulness of the representatives who represent these people. May this become a concern of the entire body as we seek to serve those we represent across this great State.

In Thy name we pray.

Amen.

April 10, 1985

Let us pray.

Our Father, we know that among us there are those who are suffering from grief, those who have had difficulties that confront them day by day as they live. We ask Thy blessings upon each one, and we ask Thee to enable this body to become a supportive group, one which will allow those members that need help to be helped, one which will seek to understand each other, and one which will turn to Thee as the source of help and strength.

In Thy name we pray.

Amen.

April 11, 1985

Let us pray.

O God, as we find ourselves in this corner of Thy earth, from time to time we feel like we are giants in the midst of Thy world. But then, on other occasions we feel like we are infants in the arms of fate.

We pray, Father, that Thou wilt help us to understand that we are neither giants nor infants, but little children needing to have simple, child-like faith and trust and confidence in Thee. Knowing that as we place it in Thee that Thou wilt be faithful to meet our needs and the needs of those whom we represent. So reduce the giants to children and raise up the infants to children that we might be truly Thine.

In Thy name we pray.

Amen.

April 12, 1985

Let us pray.

O God, we know that all over this state the young people are saying to each other T.G.I.F., thank God it is Friday. As we are gathered here today, many of us are saying thank God it is Friday. For we want to leave this place and get away from debate and deliberation and dissension and all that might cause us stress and turmoil, but as we leave, we would have Thee to help us to understand that not only are we responsible for the time that we must allot for business in the House of Representatives, but at the same time we are held accountable for the use of our time away from here. So may we use this weekend for a good purpose and come back on Monday ready to begin again.

In Thy name we pray.

Amen.

April 17, 1985

Let us pray.

Eternal God, there are many virtues for which we could pray and for which we could ask, but we ask Thee today to grant unto us the virtue of patience.

Many of us have short fuses, lose our tempers when we should not, say things that we regret, are impatient with those whom we love and adore. We ask Thee to help us to be more patient with our families, to demonstrate patience one with another, and also to show that we are patient with those constituents who have concerns, even those concerns that seem to be so trite to us.

For it is in Thy mane we pray.

Amen.

April 18, 1985

Let us pray.

O God, our Father, we are proud of the fact that in our country that we claim to be free, and we talk much about the freedoms that we have.

Here in this House of Representatives, we wish to think that we are a free body to deliberate and make decisions, and yet, O God, as we face ourselves individually as well as cooperatively, we know that we are not truly free, for there are so many things to which we are enslaved. We find ourselves having difficulty because of the pressure of various groups, because of lobbyists who are seeking to get our attention, because of fellow members of the House who have expectations of us, because of family members that we love and cherish; so we find ourselves so often realizing that we are not free, but enslaved.

Help us to understand and to know that it is only in Thee that we can find true freedom. May we seek to find it, knowing that Thou wilt grant it.

In Thy name we pray.

Amen.

April 19, 1985

Let us pray.

O God, yesterday was an interesting day, one that caused soul-searching, debate and questions. Too many times we think that we have the answers, and if we would search ourselves, we would find that we have more questions than answers.

We ask Thee to help us as finite beings to allow Thee, the infinite one, to be with us as we make decisions, knowing that ultimate decisions need to be made in consultation with Thee.

Be near to this Body and lead, guide and direct them as they continue to deliberate and as matters become graver in concern.

For it is in Thy name we pray.

Amen.

April 22, 1985

Let us pray.

O God, it is with some sense of excitement that we return tonight, some joy that we feel among us to be back and to begin our association again; and yet we have mixed feelings. By this time as we deal with the hot weather, some of us who are old veterans are feeling, "wonder why I ever decided to run again", some who are freshmen are thinking that this might be the most difficult experience that they have ever faced.

And yet, O God, there is given to the members of this Body great responsibility, responsibility which must be taken with a great degree of seriousness, for the laws which are enacted affect the lives of Thy children in this part of the country and in this corner of Thy world.

Be near tonight and lead, guide, and direct.

For it is in Thy name we pray.

Amen.

April 23, 1985

Let us pray.

O God, help us to know right from wrong and always seek to do that which is right.

Help us to be diligent rather than derelict, careful rather than careless and to know that in all that we do that it is necessary to have these qualities of life about us if we are to be the representatives that we need to be and that Thou wouldst have us to be. Grant unto each one these abilities.

In Thy name we pray.

Amen.

April 24, 1985

Let us pray.

O God, our Father, this is a special week, a week that has been designated as National Secretaries Week. We offer unto Thee our gratitude and thanksgiving for all who are working in various positions as secretaries.

We know that the work of this House would be impossible without their diligent service. We pray Thy blessings upon them as they continue to serve and upon those whom they work and to whom they are responsible. Help those that are the employers to show appreciation to those who work faithfully in order to do the task which is set before them.

Be near to us in this session and bless all that is done, for it is in Thy name we pray.

Amen.

April 29, 1985

Let us pray.

Our Father, the psalmist said, "I will lift up mine eyes unto the hills from whence does my help come, my help comes from the Lord who made heaven and earth."

O God, the psalmist knew the source of his strength. He knew that power which would enable him to live, and we know that you know that we also need that power, that we need to recognize Thee as the source of that power and strength. Help us to recognize it as we deliberate from day to day. May we know that that strength comes truly from Thee, for it is in Thy name we pray.

Amen.

April 30, 1985

O God, grant us wisdom, grant us courage for the living of these days. Help us as a responsible body of government to realize the opportunities that we have to improve the conditions for those whom we represent. Help us to concentrate upon improvement. All too often we get caught up in other things and fail to remember that one of our main goals is to improve the conditions of all of those in every age and every status, all races, all of Thy children.

Be near to each one and lead, guide, and direct him or her, for it is in Thy name we pray.

Amen.

May 1, 1985

Let us pray.

O God, teach us to call Thee Father, and as we call Thee Father to do so in the same way that a little child addresses his father or mother.

Help us to call Thee Lord, and as we acknowledge that Thou art the Lord of life, to know that it means that Thou art Lord over everything that we do, that we say, and that we are.

Help us as we think about these matters to be more faithful.

In Thy name we pray.

Amen.

May 3, 1985

Let us pray.

O God, our Father, we thank Thee for the refreshing rain that we have received. Many times we forget the need for rain until Thy earth is so dry, and then we are much aware of the need of it.

O God, there are so many blessings that are bestowed upon us, given to us freely by Thee that we take for granted, that we ignore and that we fail to realize that life without them would be difficult and miserable.

Help us during this day in the midst of all of responsibility that we might have as members of this House to spend some time concentrating upon those gifts that are given to us so freely by Thee and to offer unto Thee our gratitude, for it is in Thy name we pray.

Amen.

May 6, 1985

O God, as we think about life, we think of those happy moments that we have with our

families and friends and with our colleagues here in the House. And yet, as we watch television, we find things that sadden our hearts. When we hear of a school where there have been several deaths in recent days, it brings sadness to us. When we see on the news that there are attempted murders, how this causes our hearts to throb.

We know, O God, that each representative who is personally concerned for his or her district in facing such problems must feel a deep sense of concern. But we pray that Thou wilt fill each of us with compassion and love so that we do not feel that we just need to be concerned about our own district, but for those tender lives throughout the entire State.

Grant unto us compassion and love that will be obvious as we move in and about our constituents.

In Thy name we pray.

Amen.

May 8, 1985

Let us pray.

O God, who knoweth the inner-most secrets of our hearts and every thought that passes through our minds, Thy knowledge overwhelms us. We would ask Thee to make us into the creatures that you would have us to be, acceptable unto Thee, and we know that if we are acceptable unto Thee, that we shall certainly be acceptable unto each other.

Grant us an awareness of Thy presence so that every decision that we make might be one that is more than just a human decision, but one that takes into account Thy judgment, as well as Thy love.

In Thy name we pray.

Amen.

May 22, 1985

Let us pray.

O God, our Father, as we come together here from day to day, we feel some sense of security in that we are removed from the areas in which we live and yet at the same time we find ourselves in the midst of controversy and in the midst of debate, in the midst of making decisions that have far-reaching implications. This demands courage, demands character, demands strength that will enable us to stand up when we need to stand, to be alone when we need to be alone, to be with the group when we need to be all together.

We pray, our Father, that Thou wilt give unto each one all of these qualities and combine that with a sense of being brothers and sisters, working together for the common cause of the great State of North Carolina.

Lead, guide, and direct the speaker as he guides this Body as they deliberate and make decisions, for it is in Thy name we pray.

Amen.

May 23, 1985

Let us pray.

Eternal God, the psalmist said, "the Lord knows the way of the righteous." We talk

about being righteous, righteous people, living out lives of righteousness and often times we fail to understand its implications, for to be righteous indeed is to have the right relationship with Thee and a right relationship with our fellowmen.

We ask Thee to help us to understand that righteousness is not something that we practice from time to time, not something that we do when we go to worship, but is is a way of life that embodies all that we are, all that we do, every relationship that we have and even the thoughts of our minds.

May this body, who represents many people, the House of Representatives, be known by Thee as righteous people.

In Thy name we pray.

Amen.

May 24, 1985

Let us pray.

O God, open our eyes that we might see, help us to have a clear vision of all of Thy children in this State, those whom we represent and those that are not among our constituents. Help us to see them as they are, to understand them and know their needs. Open our ears that we might hear. Teach us, our Father, to listen. It is difficult for us to listen so many times because we find ourselves wishing to respond. Help us to listen attentively to those words that come from our constituents and our colleagues in the House of Representatives. Then we beg Thee to open our mouths that we might speak. Help us to speak words that need to be spoken, to leave off those words that need not to be spoken, to speak even when it seems to be unpopular to speak, but when our conscience is telling us to do so.

Be with this Body during this day, for it is in Thy name we pray.

Amen.

May 27, 1985

Let us pray.

The psalmist said, "God is our refuge and strength, a very present help." We pray that we shall understand that strength and that presence.

As we think about our State and our City and County, there are some of us that are distressed and disturbed about events that have happened that have caused loved ones to lose their lives. Be near to all that are suffering and grieving, and help this Body to be sensitive to those concerns, sensitive to the enactment of laws that might govern the problems that contribute to such problems.

In Thy name we pray.

Amen.

May 29, 1985

Let us pray.

Merciful Father, who knoweth the desires of our hearts and all of the needs that we have, we acknowledge that Memorial Day has come and gone. We remember those who

have given their lives in service for their country. But as we remember those who have given themselves in service in such a noble way, we must remember that we, too, are to give our lives in service. We are not to preserve them, but to use them up, to use them in service to Thee and our fellowman.

So help us this day, O God, to yearn earnestly to become servants that those who know us and see us in action might recognize this House of Representatives as a Body of servants.

In Thy name we pray.

Amen.

May 30, 1985

Let us pray.

Our Father in Heaven, we ask Thee to purify our lives and to make us into great leaders. May this House of Representatives be remembered down through the history as one of the greatest. Help us, O God, to never take our work lightly, to never see it as routine business that has to be performed, but rather, serious matters that we must consider carefully in order that we as great leaders might do that which is best for our constituents.

Bless each one individually and the entire Body collectively. Help us seek to be the leaders that Thou wouldst have us to be and to expect from Thee the purity of heart that we all must have.

In Thy name we pray.

Amen.

May 31, 1985

Let us pray.

Eternal God, as we move into this session and as we come to the end of this week, some feel weary because of the pressure of time, some wonder if all the business can be conducted. We pray that Thou wilt grant unto each one the strength to face each day as though it were the beginning of the session, to take each matter of responsibility as seriously as though it had just been introduced.

May the members of this great Body have rest and relaxation and renewal and come back Monday ready to begin afresh. Grant them that, O God, and the strength to continue.

In Thy name we pray.

Amen.

June 7, 1985

Let us pray.

O God, our Father, this day we wish to come and offer unto Thee a prayer of Thanksgiving. We thank Thee that Thou hast been present with us during times that we have faced severe and difficult problems. We are grateful for Thy presence in times that we have had to deal with difficult issues in this House of Representatives. We thank Thee that you have been nearby when we have worked one with another, when we have had relationships that seem to be difficult to mend and yet Thou hast given us the grace to do so. We thank Thee

that you are God and that you are always present to be with us in an ever-present source of help. Thank you for all of this.

In Thy name we pray.

Amen.

June 10, 1985

Let us pray.

Almighty God our Father, we are gathered here this evening after several days of being away. We come back together asking Thee to help us to examine our own hearts and minds.

As the session begins this evening, there are many issues that will be raised, some that might demand much debate. We ask Thee to help us to be level-headed, to be understanding and to seek to do that which is best for all of Thy children.

Grant us Thy grace, for it is in Thy name we pray.

Amen.

June 12, 1985

Let us pray.

O God, our Father, as we come here today, we come thinking that so often we feel as though we live in a glass house, because most of what we do is known so quickly to the world and to our constituents; and yet, this is a part of the responsibility of the office to which we have been elected.

We pray that Thou would strengthen us, grant unto us the serenity of mind to move forward in the business of this House, always doing that which we believe is right, but more important than that which we believe is right, to do that which we believe that you think is right.

Be with each member and with this Body collectively.

In Thy name we pray.

Amen.

June 13, 1985

Let us pray.

O Lord, our Lord, how majestic is Thy name in all the earth.

As we find ourselves dealing with so many matters that are controversial and difficult, we wonder sometimes about Thy presence. Even from time to time we know that the State which we represent is just a small part of Thy universe, just a little corner of it. We pray, O God, that we shall understand it with the same kind of seriousness as though it were the whole world.

In Thy name we pray.

Amen.

June 14, 1985

Let us pray.

Eternal God, our Father, we confess to Thee that too often we put faith and confidence in ourselves when in fact we know that we must put our trust and confidence in Thee.

Thy grace and mercy always abounds and is always present for us and yet we do not always open our lives and avail ourselves unto it.

We ask Thee as this House continues to work together that even as they leave this weekend for a weekend of rest and relaxation that Thou wilt enable them to place their lives in Thy hands and to get in touch with Thee, to let Thy mercy and grace abound and that the coming week might be the most productive week they have ever had.

In Thy name we pray.

Amen.

June 17, 1985

Let us pray.

O God, our Father, as we come together this evening we feel the pressure and stress of time. We have gathered even early that the business might be done. And not only do we feel this pressure, but we feel frustration knowing that there is much yet to be done, many important decisions to make, that we must work together and seek to do that which must be done for the good of the whole State, even when we are faced with so many items that involved us personally and the constituents whom we represent.

Bring over us, O God, a spirit of calm that we might work together better than we ever have before, that we might accomplish more, and that we might have a productive week together.

Bless the pages that have come, the staff that is supporting the members of this House and the great Speaker that leads it, for it is in Thy name we pray.

Amen.

June 18, 1985

Let us pray.

O God, for the joy that we hear in the chirping of the birds, we give unto Thee our thanksgiving; for the beautiful trees that we see as we move around and see in them Thy creation, we thank Thee. For the flowers that are blooming and beautify our earth, we offer our deep gratitude, for the good water that we have to drink. We are so thankful for the bounty of food that is provided for us, to sustain us and keep us, we give Thee our thanks.

Help us all to be in a spirit of thanksgiving, even for those blessings that we so often take for granted.

In Thy name we pray.

Amen.

June 19, 1985

Almighty God, we pray in the name of Him who has unveiled the secret of thy purpose for humanity. He is before all things. At His feet we hear the song of hope and breathe the prayer of gratitude. We pray Thee that our daily comfort may be born of the conviction that thou art always near. Impress us, our Father in Heaven, that it is ours to make the unknown future brighter, to see the vision and fulfill it. May we so labor, plan, and live as to be an inspiration and a blessing to others. Oh, breathe thy silent, life-giving power into us that service may be our souls' immortal purpose and our richest achievement. No life is useless, neither is its labor in vain, that lightens the burden of another. Do thou harmonize all true works and workers. Encourage us to walk in thy Way, think thy thoughts, and let the pure, deep splendor of thy Spirit dwell in us. For we pray in Christ's Name. Amen.

Prayer by
The Reverend Rudolph H. Hodge
Associate Minister
Hayes Barton United Methodist Church
Raleigh, North Carolina

June 20, 1985

Let us pray.

Merciful God, our Father, there are so many things that are going through our minds at this time. We are thinking about the time that we have and all too often we think of it as our time, when we must know and realize that it is your time, for we are finite human beings, while we acknowledge that Thou art infinite. We are thinking also about the tremendous task that is before us, about the dilemmas that we face about pressure. Oh, pressure is so great and so difficult at times for us to handle and to endure. We pray through Thy grace and heavenly benediction that Thou wilt be near to each of us and what we do might be proper and in keeping with what you would have us to do.

In Thy name we pray.

Amen.

June 21, 1985

Let us pray.

O Lord, we have so many bills before us. There are those bills that care for the needs of school systems. There is a bill that deals with people who give worthless checks, and then so many others. We need Thy presence, and we pray Father that in the midst of strife that we shall feel Thy presence, in the midst of joy and victory when we all feel good about what we have done, that we will feel Thy presence then. But we beg Thee to help us day by day in our lives personally to feel keenly Thy presence.

Be near to this Body and bless what is done this day and go with them for the weekend for a weekend of rest.

In Thy name we pray.

Amen.

June 25, 1985

Almighty God our Father, as we gather here this day, we have heard for so many days

about those who are captives on an airplane. As we think of them, how it makes us sad. We beseech Thee to be with them and their families, in particular with those who are grieving because of death. When we think of this, not only does it make us sad, but it reminds us of how quickly chaos can be brought out of order. It reminds us of how, if you're determined to do that which is not proper, it causes so much trouble. We ask Thee, O God, as we work as a Body of responsible men and women elected to this House of Representatives, that we shall seek always to do what we do in proper order and bring about legislation to help to govern the lives of Thy people.

In Thy name we pray.

Amen.

June 26, 1985

O Lord, grant us strength as we seek to serve, concern for our constituents, peace of mind as we live, and the satisfaction that we have done our best.

In Thy name we pray.

Amen.

July 1, 1985

God of our fathers and our God, we pray for the Members of this body and the heavy responsibilities which confront them this afternoon. Help them as they face these responsibilities to "be wise as serpents and innocent as doves". May they never forget that what is said and done in these closing days of this body, will effect the lives of the people of this great state for generations to come. May their decisions inspire us, rather than disillusion us, by what we the people of North Carolina are asked to do. God be very real to this body, that they may feel your presence, hear your voice and win your approval. In your name we pray. Amen.

Prayer offered by
The Reverend Lawrence E. Lugar
Minister of Ebenezer United
Methodist Church, Raleigh,
North Carolina

July 3, 1985

Almighty Heavenly Father, we bow to acknowledge Thee as one who daily touches our lives as creator and as shepherd of our souls. Thy greatness inspires our minds — thy love lifts our hearts — and we are thankful.

We thank Thee for life with its mysteries and wonders — with its splendor and its satisfactions. You have planted in our minds and hearts seeds of love and compassion for your people and have given our lives an inspired restlessness to seek out ways of ministry to the sick, the lonely, the hungry and homeless.

As we rush through this day — heavy with responsibilities — send us searching for ways to light the light of hope in every heart. Keep us quarreling with our world as it is — but may this quarrel always be a lover's quarrel. Out of a deep love for you and for our brothers and sisters, our sons and daughters — may our dream of a better world grow brighter and our labors for a better world increase.

On this threshold of our national celebration of our beginnings as a free nation, make real to us again the background out of which have come the nobler aspects of our heritage — make us thankful for the bounties of this land — for the freedom of our people — for the vitality and the blessings of our homes — and for the greatness of things unseen.

O God of all grace and love — we have praised Thee with our lips — grant that we may also praise Thee in consecrated and faithful lives.

And to Thy name shall be the glory and dominion now and forever. Amen.

Prayer by
The Reverend John M. Cline
Highland United Methodist Church
Raleigh, North Carolina

July 9, 1985

O God, these are great days in which to live, though sometimes they may seem so difficult. There are so many decisions to make that are difficult and laws to enact that are tough. Decisions must be made concerning taxes. Help each one to know that he or she in some small measure has a part in enacting the laws by casting his or her vote for the constituents that he or she represents. Be near to this Body as it prepares to finish its work and as it ends, may it represent a job well done.

In Thy name we pray.

Amen.

July 11, 1985

O God, our Father, we confess that from time to time we are very frustrated as we work under the pressure of time. Some are sure that they have made right decisions, at least they think they have, while others are not sure.

Be with us and help us to feel good about the decisions that we make as we pass the laws for this great State.

In Thy name we pray.

Amen.

July 12, 1985

Our Father, your creative power is bursting out all around us. Help us to know that the power of your creation is within us.

May we be creative in our thoughts and acts to the end that your Holy name might be glorified and your children enriched.

In Thy name we pray.

Amen.

July 15, 1985

O Lord, Thy word says, "No man shall know the day nor the hour." This prophecy seems to have come to pass in this Body.

There is a bill which indicates that the House has already adjourned.

Be near to each member. May patience and kindness be shown one to another as the business is completed.

In Thy name we pray.

Amen

July 16, 1985

O Lord, Thy love is so great it overwhelms us. May we allow Thee to appropriate it in us that we might truly have a life change. Allow us to pass this love to one another, to the constituents whom we represent, and finally to Thy children around the world.

In Thy name we pray.

Amen.

July 17, 1985

O Lord, as we come afresh, we ask Thee to lead, guide, direct and be with us.

As we finish our business, help us to act expeditiously, but create within us calm spirits. We need Thy grace and mercy, and we know that it is present if we will receive it. Help us, our Father, to receive it now.

In Thy name we pray.

Amen.

July 18, 1985

O God, our Father, as we come together there are many with expectant hearts and minds, believing that this will be the last day of this session. If it is, we wish God's blessings upon each as he or she returns home. Be near and lead and direct as he or she returns to the area represented.

If the business is not finished, may each find the strength to persevere to the end.

In Thy name we pray.

Amen.

1985
BOARDS AND COMMISSIONS
APPOINTMENTS BY THE SPEAKER
OF THE HOUSE OF REPRESENTATIVES
THROUGH SEPTEMBER 5, 1985

	Appointed	*Expires*
ADMINISTRATIVE RULES REVIEW COMMISSION		
Catharine Biggs Arrowwood	7-29-85	6-30-87
George A. Hux	7-29-85	6-30-87
John J. Stevens	7-29-85	6-30-87
Joe A. Connolly	9-5-85	6-30-87
ADVISORY BUDGET COMMISSION		
Rep. Jeff Enloe	2-5-85	'87 Session
Rep. Jo Graham Foster	2-5-85	'87 Session
Rep. Luther Jeralds	2-5-85	'87 Session
Rep. Dwight Quinn	2-5-85	'87 Session
Rep. William T. Watkins	2-5-85	'87 Session
AGRICULTURAL FACILITIES FINANCE AGENCY, N. C.		
Mack Reid Hudson	7-22-85	6-30-87
AGRICULTURE, FORESTRY AND SEAFOOD AWARENESS COMMISSION		
Rep. Vernon James, Co-chairman	8-28-85	
Rep. L. M. Brinkley	8-28-85	
Rep. Edith Lutz	8-28-85	
Rep. Robert McAlister	8-28-85	
ART IN STATE BUILDINGS		
Douglas C. Forrest	7-22-85	6-30-87
CAFETERIA-STYLE BENEFITS STUDY COMMISSION		
Rep. Ray Fletcher, Co-chairman	8-26-85	
Rep. Charles M. Beall	8-26-85	
Rep. Jeff Enloe	8-26-85	
Rep. Anne Barnes	8-26-85	
Rep. Peggy Stamey	8-26-85	
Mary Jarrell	8-26-85	
R. J. Childress	8-26-85	
CAPITAL BUILDING AUTHORITY, N. C.		
Charles E. Hubbard	7-29-85	6-30-87
Jimmy L. Moore	7-29-85	6-30-87
CAPITAL PLANNING COMMISSION, N. C.		
Rep. Martin L. Nesbitt	3-1-85	End of Term
Rep. Edd Nye	3-1-85	End of Term
Rep. Margaret Stamey	3-1-85	End of Term
Rep. William T. Watkins	3-1-85	End of Term
CHILDREN WITH SPECIAL NEEDS		
Rep. Edd Nye	9-5-85	End of Term
Rep. C. B. Hauser	9-5-85	End of Term
Rep. Charles L. Cromer	9-5-85	End of Term
Cornelius Hunt	9;5-85	End of Term

	Appointed	*Expires*
CENTER FOR ADVANCEMENT OF TEACHING		
Dr. H. F. Robinson	7-25-85	6-30-89
CENTER FOR PUBLIC TELEVISION, BOARD OF TRUSTEES OF THE		
Roger W. Bone	7-23-85	6-30-87
CHILD AND FAMILY SERVICES INTERAGENCY COMMITTEE		
Rep. Betty Wiser	3-8-85	2-1-87
CHILD DAY CARE COMMISSION OF DEPT. OF HUMAN RESOURCES		
Bob Eagle	7-26-85	6-30-86
Mary M. Holroyd	7-26-85	6-30-86
Betsy H. Johnson	7-26-85	6-30-86
Lois Queen	7-26-85	6-30-86
CHIROPRACTIC EXAMINERS, STATE BOARD OF		
Dr. G. Kenneth Miller	7-29-85	6-30-87
CODE OFFICIALS QUALIFICATION BOARD, N. C.		
Eugene L. Presley	9-3-85	6-30-88
W. Howard Liner	9-3-85	6-30-88
Perry Plemmons	9-3-85	6-30-88
CONSUMER AND ADVOCACY ADVISORY COMMITTEE FOR THE BLIND		
Rep. Ray Fletcher	3-7-85	6-30-85
COURTS COMMISSION, N. C.		
Rep. Daniel T. Blue, Jr.	9-4-85	6-30-89
Rep. Donald M. Dawkins	9-4-85	6-30-89
Ralph S. Knott	9-4-85	6-30-89
CRIME COMMISSION, GOVERNOR'S		
Rep. Frank W. Ballance, Jr.	3-7-85	2-28-87
Rep. Joe Hackney	3-7-85	2-28-87
CRIMINAL JUSTICE EDUCATION & TRAINING STANDARDS COMMISSION		
Sankey W. Robinson	7-18-85	6-30-87
DEFERRED COMPENSATION PLAN, BOARD OF TRUSTEES OF THE N. C. PUBLIC EMPLOYEE		
Adam Barlett, Jr.	7-22-85	6-30-87
ECKERD WILDERNESS EDUCATIONAL SYSTEM, BOARD OF DIRECTORS		
Rep. James F. Richardson	7-1-85	7-1-88
ECONOMIC DEVELOPMENT BOARD		
C. Randall Rabon	2-13-85	
EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL		
Rep. Charles M. Beall	4-30-85	End of Term
Rep. Jeff Enloe	4-30-85	End of Term

	Appointed	*Expires*
EMPLOYEE HOSPITAL & MEDICAL BENEFITS		
Rep. William T. Watkins, Co-chairman	2-14-85	'87 Session
Rep. Bob Etheridge	2-14-85	'87 Session
Rep. Jack Hunt	2-14-85	'87 Session
ENERGY POLICY COUNCIL		
Rep. George W. Brannan	5-1-85	End of Term
Rep. Sidney Locks	5-1-85	1-31-87
ENTERPRISE ZONE-VENTURE CAPITAL STUDY COMMISSION		
Rep. Charles D. Owens, Co-Chair.	8-26-85	
Rep. Martin Lancaster	8-26-85	
Rep. Nick Jeralds	8-26-85	
Rep. Alex Hall	8-26-85	
Rep. Casper Holroyd	8-26-85	
Rep. Edd Nye	8-26-85	
ENVIRONMENTAL MANAGEMENT COMMISSION		
Charles Pinkney Francis	7-22-85	6-30-87
Dr. Garrett A. Smathers	7-22-85	6-30-87
FARMWORKER COUNCIL, N. C.		
Rep. Timothy H. McDowell	7-12-85	6-30-87
Rep. Wendell H. Murphy	7-12-85	6-30-87
GOVERNMENTAL OPERATIONS, JOINT LEGISLATIVE COMMISSION ON		
Rep. Jack Hunt (Ex Officio member)		
Rep. William T. Watkins	2-12-85	'87 Session
Rep. Martin Nesbitt	2-12-85	'87 Session
Rep. Bob Etheridge	2-12-85	'87 Session
Rep. H. Martin Lancaster	2-12-85	'87 Session
Rep. Timothy McDowell	2-12-85	'87 Session
Rep. Robert C. Hunter	8-1-85	'87 Session
Rep. Gerald L. Anderson	8-1-85	'87 Session
Rep. Margaret Stamey	8-1-85	'87 Session
Rep. H. M. Michaux	8-1-85	'87 Session
GOVERNOR'S ADVOCACY COUNCIL FOR PERSONS WITH DISABILITIES		
John W. Dalrymple	7-23-85	6-30-87
GOVERNOR'S COUNCIL ON PHYSICAL FITNESS AND HEALTH		
Rep. Peggy Stamey	2-19-85	6-30-85
GOVERNOR'S WASTE MANAGEMENT BOARD		
William E. Holman	7-18-85	6-30-87
HAZARDOUS WASTE TREATMENT COMMISSION, N. C.		
Harold D. Long	4-9-85	1-31-89
W. S. Brown	4-9-85	1-31-87
Dr. Bruce Waller	4-9-85	1-31-89

	Appointed	*Expires*
HOUSING COMMISSION, N. C.		
Mickey Hanula	7-22-85	6-30-88
HOUSING FINANCE AGENCY, N. C. BOARD OF DIRECTORS		
William W. Whittington	7-22-85	6-30-87
Michael E. Ferguson	7-22-85	6-30-87
Jimmy L. Moore	7-22-85	6-30-87
Hilliard Caldwell	7-22-85	6-30-87
HOUSING TRUST FUND STUDY COMMISSION, N. C.		
Rep. David H. Diamont, Co-chair	9-5-85	
Ethel Clark	9-5-85	
Rep. Frank W. Ballance, Jr.	9-5-85	
Rep. George W. Brannan	9-5-85	
Arnold R. Spell	9-5-85	
James A. Abbott	9-5-85	
Blanche Carroll	9-5-85	
Patsy Z. Whitaker	9-5-85	
INDIAN AFFAIRS, N. C. COMMISSION OF		
Arnold Locklear	7-22-85	6-30-87
INDIGENT HEALTH CARE STUDY COMMISSION		
Rep. James W. Crawford	8-16-85	'87 Session
Rep. Bob Etheridge	8-16-85	'87 Session
Russell Childers	8-16-85	'87 Session
Vines Cobb	8-16-85	'87 Session
Pam Silberman	8-16-85	'87 Session
INSURANCE LAWS STUDY COMMISSION		
Rep. Martin Nesbitt, Co-chairman	8-2-85	
Rep. Harry E. Payne, Jr.	8-2-85	
Rep. John C. Hasty	8-2-85	
Rep. George Holmes	8-2-85	
INTERNSHIP COUNCIL, N. C.		
George Peery	7-1-85	6-30-87
JACKSON, ANDREW HISTORIC MEMORIAL COMMISSION		
Dr. Clifford R. Lovin	8-26-85	12-31-89
Sid Hart	8-26-85	12-31-89
Gladys Kerr	8-26-85	12-31-89
Mrs. H. A. Sims	8-26-85	12-31-89
Dr. Percial Moses Thomas	8-26-85	12-31-89
Mary Alice Wilson	8-26-85	12-31-89
LAW ENFORCEMENT OFFICERS' BENEFIT & RETIREMENT FUND, BOARD OF COMMISSIONERS		
Theo H. Pitt, Jr.	7-22-85	6-30-87
LEGISLATIVE ETHICS COMMITTEE		
Rep. Annie Brown Kennedy	2-27-85	End of Term
Rep. Austin M. Allran	2-27-85	End of Term

	Appointed	*Expires*
Rep. Margaret Keesee-Forrester	2-27-85	End of Term
Rep. George W. Miller, Jr.	2-27-85	End of Term
Rep. Robert Hunter (Resigned)		
LEGISLATIVE RESEARCH COMMISSION		
Rep. John Church	7-31-85	End of Term
Rep. Bruce Ethridge	7-31-85	End of Term
Rep. Chris S. Barker, Jr.	7-31-85	End of Term
Rep. Barney P. Woodard	7-31-85	End of Term
Rep. Aaron E. Fussell	7-31-85	End of Term
LEGISLATIVE SERVICES COMMISSION		
Rep. Jack Hunt	8-1-85	'87 Session
Rep. William T. Watkins	8-1-85	'87 Session
Rep. Foyle Hightower	8-1-85	'87 Session
Rep. Dan Blue	8-1-85	'87 Session
Rep. Allen Barbee	8-1-85	'87 Session
Rep. Charles Evans	8-1-85	'87 Session
LIABILITY AND PROPERTY INSURANCE MARKETS STUDY COMMISSION		
Rep. John C. Hasty, Co-chairman	8-2-85	
Rep. Wendell H. Murphy	8-2-85	
Rep. R. D. Beard	8-2-85	
Rep. John B. McLaughlin	8-2-85	
LOCAL GOVERNMENT COMMISSION		
William G. Stamey	6-11-85	6-30-89
LOCAL GOVERNMENT ADVOCACY COUNCIL		
Rep. Charles D. Owens	5-1-85	End of Term
Rep. Charles M. Beall	5-1-85	End of Term
MANUFACTURED HOUSING BOARD, N. C.		
Ken Johnson	7-26-85	9-30-87
Douglas Goines	7-26-85	9-30-87
MEDICAL DATABASE COMMISSION, N. C.		
Dr. Cynthia M. Freund	9-3-85	6-30-86
Walter B. Clark	7-23-85	6-30-87
Dr. Philip L. Martin	7-25-85	6-30-87
Robert Wall	7-25-85	6-30-87
MENTAL HEALTH STUDY COMMISSION		
Rep. Chris S. Barker, Jr.	8-15-85	'87 Session
Rep. Anne Barnes	8-15-85	'87 Session
Rep. James W. Crawford	8-15-85	'87 Session
Rep. C. B. Hauser	8-15-85	'87 Session
Rep. Martin Lancaster	8-15-85	'87 Session
Rep. Sidney A. Locks	8-15-85	'87 Session
Rep. Edith L. Lutz	8-15-85	'87 Session
Rep. Frank E. Rhodes	8-15-85	'87 Session

	Appointed	*Expires*
MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES, COMMISSION FOR		
Ben W. Aiken	7-22-85	6-30-87
Rev. J. Murphy Smith	7-22-85	6-30-87
MEDICAL MALPRACTICE AND MEDICAL LIABILITY STUDY COMMISSION		
Rep. Dwight Quinn	9-4-85	
Rep. Frank W. Ballance, Jr.	9-4-85	
Rep. George W. Miller, Jr.	9-4-85	
Rep. Edd Nye	9-4-85	
Rep. Charles Cromer	9-4-85	
Rep. W. Paul Pulley, Jr.	9-4-85	
Dr. Tom Dameron	9-4-85	
David R. Fuller	9-4-85	
MILK COMMISSION, N. C.		
Russell E. Davenport	7-22-85	6-30-87
MUSEUM OF ART, BOARD OF TRUSTEES OF		
Marian Cannon Hayes	7-22-85	6-30-87
NEW OCCUPATIONAL AND PROFESSIONAL LICENSING		
Rep. Foyle Hightower, Jr., Chairman	2-7-85	1-1-87
Rep. H. Martin Lancaster	2-7-85	1-1-87
Rep. Charles Owens	2-7-85	1-1-87
Rep. Joe R. Hudson	2-7-85	1-1-87
Rep. R. D. Beard	2-7-85	1-1-87
PRIVATE PROTECTIVE SERVICES BOARD		
Paul Davis	7-23-85	6-30-88
PROPERTY TAX COMMISSION		
Clarence E. Leatherman	7-22-85	6-3-87
PROPERTY TAX SYSTEM STUDY COMMISSION		
Rep. Josephus L. Mavretic, Co-chairman	8-26-85	
Rep. Ed Warren	8-26-85	
Rep. L. M. Brinkley	8-26-85	
Rep. Joe Hudson	8-26-85	
Rep. Robert McAlister	8-26-85	
Rep. Wendell Murphy	8-26-85	
Rep. C. R. Edwards	8-26-85	
Rep. David Redwine	8-26-85	
Mary Jarrell	8-26-85	
Commissioner Wayne Hooper	8-26-85	
Lonnie Bost	8-26-85	
PUBLIC OFFICERS AND EMPLOYEES LIABILITY INSURANCE COMMISSION		
J. Thomas Sutton	7-23-85	6-30-87
PUBLIC SCHOOL CALENDAR STUDY		
Rep. Howard B. Chapin, Co-chairman	8-29-85	

	Appointed	*Expires*
Rep. Gordon Greenwood	8-29-85	
Rep. Walter B. Jones, Jr.	8-29-85	
Rep. William T. Boyd	8-29-85	
Mr. Roger C. Capps	8-29-85	
Anne Koonce	8-29-85	
JoAnn Presley-Teague	8-29-85	
PUBLIC TELECOMMUNICATIONS COMMISSIONERS, BD. OF		
Douglas Copeland	7-26-85	6-30-87
RAILROAD NEGOTIATING COMMISSION		
Rep. John J. Hunt	8-15-85	'87 Session
Rep. J. Ray Sparrow	8-15-85	'87 Session
SEAFOOD INDUSTRIAL PARK AUTHORITY		
Stanley Chris Payne	7-18-85	6-30-87
SCHOOL OF SCIENCE AND MATHEMATICS, BD. OF TRUSTEES OF THE N. C.		
David Wyatt	7-22-85	6-30-87
James H. Randolph III	7-22-85	6-30-87
SCIENCE & TECHNOLOGY, N. C. BOARD OF		
Charlie Carpenter	7-23-85	6-30-87
SHERIFF'S EDUCATION & TRAINING STANDARDS COMMISSION, N. C.		
E. Y. Ponder	9-1-85	8-31-87
SIMPLIFIED BUSINESS LICENSING STUDY COMMISSION		
Rep. Martin Lancaster	8-26-85	
Rep. Charles Owens	8-26-85	
Rep. David Redwine	8-26-85	
Rep. Al Lineberry	8-26-85	
Rep. Fred Bowman	8-26-85	
Rep. Donald Dawkins	8-26-85	
SOUTHERN GROWTH POLICIES BOARD		
Rep. Daniel T. Lilley	9-3-85	6-30-87
STATE BAR, DISCIPLINARY HEARING COMMISSION OF		
John W. Beach	7-4-85	6-30-88
STATE CONTROLLER STUDY COMMISSION		
Rep. Joe Hackney, Co-Chairman	8-12-85	'87 Session
Rep. Harold J. Brubaker	8-12-85	'87 Session
Rep. David W. Bumgardner	8-12-85	'87 Session
Rep. Martin Nesbitt	8-12-85	'87 Session
Rep. James F. Richardson	8-12-85	'87 Session
STATE FARM OPERATIONS COMMISSION		
Clifton H. Moore	7-18-85	6-30-87
STATE FIRE COMMISSION		
Wiley P. Wooten	7-26-85	9-30-87

	Appointed	*Expires*
STATE GOVERNMENT COMPLEX STUDY COMMISSION		
Rep. Robert L. McAlister, Co-Chairman	8-27-85	6-15-85
Rep. Foyle Hightower, Jr.	8-27-85	6-15-85
Rep. Edd Nye	8-27-85	6-15-85
STATE-OWNED PROPERTY STUDY COMMISSION		
Rep. C. R. Edwards	8-15-85	'87 Session
Rep. Charles Evans	8-15-85	'87 Session
Rep. J. Ray Sparrow	8-15-85	'87 Session
Rep. Anne Q. Duncan	8-15-85	'87 Session
STATE PARKS AND RECREATION AREAS STUDY COMMISSION		
Rep. N. J. Crawford, Co-chairman	8-2-85	
Rep. J. W. Crawford	8-2-85	
Rep. J. Paul Tyndall	8-2-85	
STATE PORTS AUTHORITY, N. C.		
Sneed High	7-23-85	6-30-87
Frank Holding	7-23-85	6-30-87
TEACHERS' AND STATE EMPLOYEES COMPREHENSIVE MAJOR MEDICAL PLAN		
Sam L. Beam	7-23-85	6-30-87
John T. King	7-23-85	6-30-87
TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, BD. OF TRUSTEES OF		
Theo H. Pitt, Jr.	7-18-85	6-30-87
TECHNOLOGICAL DEVELOPMENT AUTHORITY, N. C.		
Dr. William T. Bird	8-29-85	6-30-87
Dr. James Dooley	8-29-85	6-30-87
TELECOMMUNICATIONS COMMISSIONERS, BOARD OF PUBLIC		
Edwin C. Rankin	7-18-85	6-30-87
Douglas Copeland	7-18-85	6-30-87
THOMS REHABILITATION HOSPITAL, BD OF TRUSTEES		
Rep. Ray C. Fletcher	5-1-85	End of Term
Rep. N. J. Crawford	5-1-85	End of Term
TRANSPORTATION, BOARD OF		
Joe H. Palmer	7-18-85	6-30-87
TRANSPORTATION, SPECIAL COMMITTEE TO STUDY		
Rep. Allen C. Barbee, House Co-chairman	8-22-85	1-1-87
Rep. Charles Beall	8-22-85	1-1-87
Rep. David Bumgardner	8-22-85	1-1-87
Rep. Marie Colton	8-22-85	1-1-87
Rep. Jeff Enloe	8-22-85	1-1-87

	Appointed	*Expires*
Rep. Howard Chapin	8-22-85	1-1-87
Rep. John Brown	8-22-85	1-1-87
UTILITY REVIEW COMMITTEE, JOINT LEGISLATIVE		
Rep. David W. Bumgardner, Jr.	9-3-85	
Rep. George Miller	9-3-85	
Rep. Joe Mavretic	9-3-85	
VAGABOND SCHOOL OF THE DRAMA, INC. AND THE FLAT ROCK PLAYHOUSE BOARD OF TRUSTEES		
Rep. Marie Colton	2-15-85	2-1-87
Rep. N. J. Crawford	2-15-85	2-1-87
WILDLIFE RESOURCES COMMISSION		
Donald Allen Thompson	7-22-85	6-30-87
SOUTHERN STATES ENERGY BOARD		
Rep. Joe Hackney	8-27-85	

APPOINTMENTS BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO CONFERENCE COMMITTEES OF THE SOUTHERN LEGISLATIVE CONFERENCE OF THE COUNCIL OF STATE GOVERNMENTS 1985 – 1986

COMMITTEE	APPOINTEES
EXECUTIVE	Liston B. Ramsey, Speaker
AGRICULTURE AND RURAL DEVELOPMENT	Rep. Vernon James Mrs. Sarah L. Fuerst (Staff Attorney)
CONSUMER PROTECTION	Rep. Anne Barnes Ms. Libby Lefler (Staff Attorney)
CRIMINAL JUSTICE	Rep. Robert C. Hunter, Chairman Ms. Sabra Faires (Staff Attorney)
ENERGY	Rep. John J. Hunt Mr. Daniel Long (Staff Attorney)
ENVIRONMENTAL QUALITY AND NATURAL RESOURCES	Rep. Joe Hackney Ms. Martha Walston (Staff Attorney)
STATE/FEDERAL AFFAIRS	Rep. Bertha M. Holt Mr. Gerry Cohen (Director of Legislative Drafting)
FISCAL AFFAIRS AND GOVERNMENT OPERATIONS	Rep. William T. Watkins Rep. Bob Etheridge Mr. Tom Covington (Director of Fiscal Research)
HUMAN RESOURCES AND URBAN AFFAIRS	Rep. C. R. Edwards Mr. James Johnson (Senior Fiscal Analyst)
TRANSPORTATION	Rep. Allen C. Barbee Mr. Doug Carter (Senior Fiscal Analyst)

APPOINTMENTS BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO SOUTHERN LEGISLATIVE CONFERENCE STATE LEGISLATORS' NETWORK

Congressional District	*House Appointee*
1st	Rep. Ed Warren
2nd	Rep. Paul Pulley
3rd	Rep. Charles Woodard
4th	Rep. Aaron Fussell
5th	Rep. Robert McAlister
6th	Rep. Tim McDowell
7th	Rep. Richard Wright
8th	Rep. Dwight Quinn
9th	Rep. Ruth Easterling
10th	Rep. Edith Lutz
11th	Rep. Charles Beall

APPOINTMENTS BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO NATIONAL CONFERENCE OF STATE LEGISLATURES ASSEMBLY ON THE LEGISLATURE 1985 – 1986

Committee	*Member*
Arts, Tourism, and Cultural Resources	Rep. Casper Holroyd
Commerce, Labor, and Economic Development	Rep. Charles Evans
Fiscal Affairs and Oversight	Rep. William T. Watkins Rep. Bob Etheridge
Legislative Organization and Management	Mrs. Grace Collins, House Principal Clerk
Science, Technology, and Resource Planning	Rep. Harry Payne
State Government Issues and Organization	Rep. Dan Lilley

APPOINTMENTS
BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES
TO
STATE-FEDERAL ASSEMBLY OF THE
NATIONAL CONFERENCE OF STATE LEGISLATURES
1985 – 1986

Committee	*Member*
Agriculture & Food Policy	Rep. Wendell H. Murphy
Education and Labor	Rep. Jo Foster
Energy	Rep. Frank Ballance
Federal Taxation, Trade and Economic Development	Rep. Dennis Wicker
Government Operations and Regulation	Rep. Martin Nesbitt
Health & Human Resources	Rep. Barney Paul Woodard
Law and Justice	Rep. George Brannan
Natural Resources and Environment	Rep. Tim McDowell
Pensions	Rep. Joe Mavretic
Transportation & Communications	Rep. David Bumgardner

APPOINTMENT
BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

National Conference of State Legislatures Legislative Working Group on High-Level Radioactive Waste	Rep. George W. Miller, Jr.

ADDENDUM

It will be noted that a number of bills and resolutions passed second reading and then were read a third time on the same day.

Rule 41(b) states:

No bill shall be read more than once in the same day without the concurrence of two-thirds (2/3) of the members present and voting.

In order to comply with this Rule, no bill which has passed its second reading is read a third time except:

(1) When a member moves that the Rule be suspended, and this motion carries by at least a two-thirds vote of the members present.

(2) When the Chair determines that there is no objection from any member present. This constitutes unanimous consent of those members present that Rule 41(b) be suspended.

In these cases, the bill is read a third time.

Grace A. Collins
Principal Clerk

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